

LONERGAN AGAIN TELLS STORY OF HIS SHAME

FIGHTS ARMED FOOTPAD IN DARKNESS OF OWN YARD

Heavy Blow in Chest Staggers Thug So
That the Shots Fired Failed to
Take Effect.

He hid up in his own back yard at the point of a revolver by a masked thug. Bradley Moody of 5155 Broadway put up a fight for his life last night about midnight and notwithstanding that the would-be robber shot at him three times succeeded in putting him to rout. Moody returned home from the home of some friends about 12:30 a. m. and entered the house by the front door. He went through the house and stepped out into the back yard. As he did so a masked man jumped out from behind the steps where he had been crouching in the shadow of the porch and sticking a large revolver in Moody's face commanded him to hold up his hands. As the thug had the better of the matter Moody complied, awaiting an opportunity to close with him and wrench the gun out of his hands.

FIGHTS WITH FOOTPAD

The thug marched him out into the yard where the rays of an electric light shone on him and seeing a watch chain with a locker hanging from his victim's

CONVICT, ONE DAY FROM PRISON, CAUGHT ROBBING

(Special to the Tribune)
SAN FRANCISCO Sept. 24.—Less than twenty-four hours after he was released from San Quentin having served a two-year term for burglary, John B. Smith was again taken into custody for the same offense and booked at the city prison.

In the gray of the early morning yesterday the gates of the big prison across the bay were opened and John B. Smith walked forth a free man, his crime paid for through the serving of two previous years of his life.

MANY POLICE ON BEAT

The incident did not know the ground over here where the fire for he chose for his hideout a district where the police are thick and where the chance of escape is slight.

It was shortly after 1 o'clock this morning that Policeman Cameron was standing at the corner of Broadway and Montgomery streets. A block away at

CHOKES HER 3 CHILDREN Woman Tells Husband of Slaying Their Offspring.

BUFFALO, Sept. 24.—Mrs. Bertha Mund, age 27 years, early today strangled her three children Christopher, aged 3 years; Helen, aged 2 and Freda, aged 8 months to death at their home in Clinon street. After committing the deed she went to the Pennsylvania railroad yards where her husband, Fredmund, is employed as a member of a wrecking crew and informed him of her action. Mrs. Mund was placed under arrest.

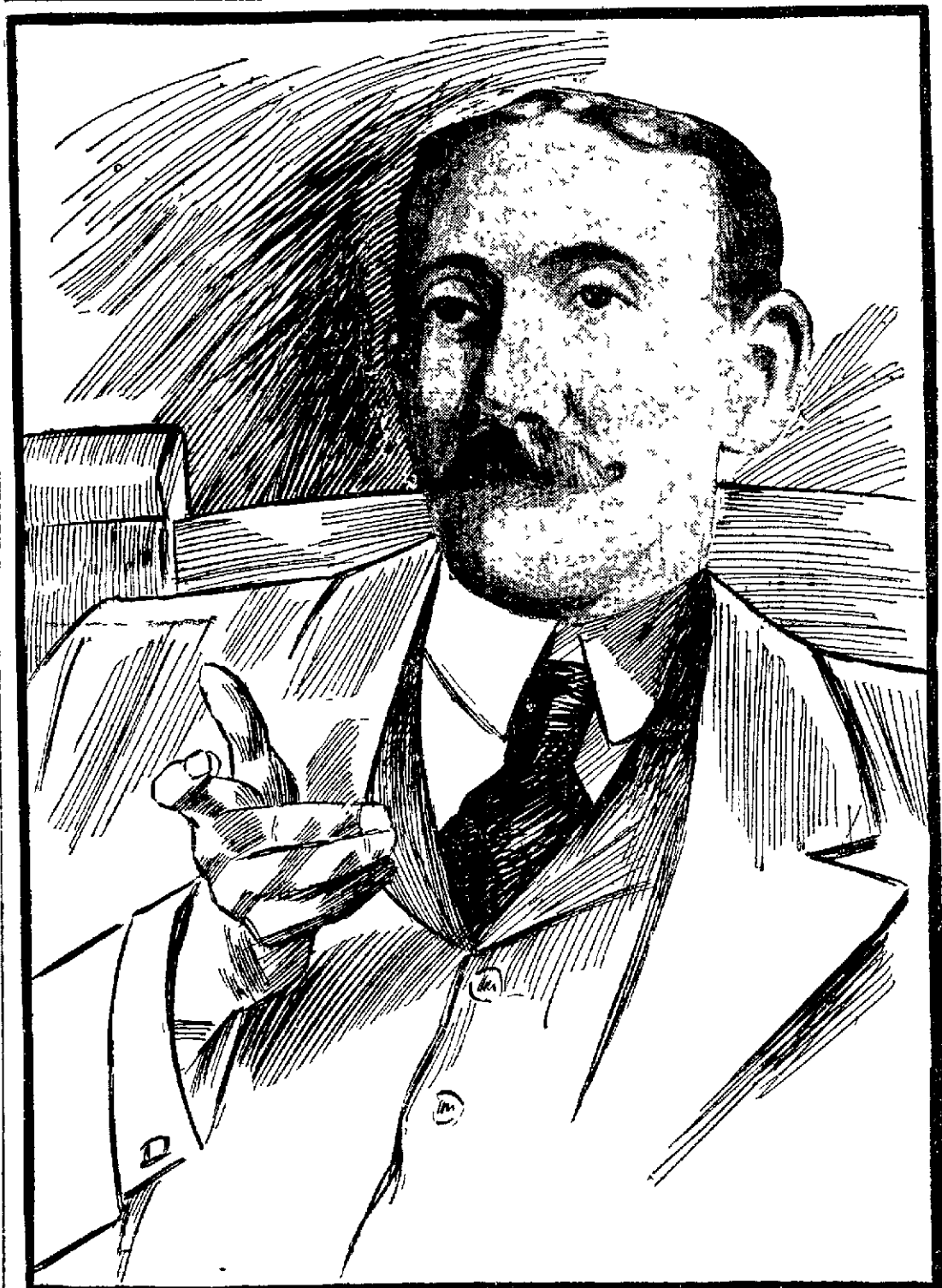
LAUNCH EXPLODES; 4 DROWN 22 Men Hurlled to River as Engine Blows Up

GALLIPOLI, Onto, Sept. 24.—The gasoline tank on the yacht Blanche exploded last night while carrying a party of twenty-two men on the Ohio river. All those on board were thrown into the water and four were drowned. The dead, John E. Edwards, postoffice clerk, J. R. Simons, druggist,

E. H. Burke, assistant bank cashier, J. Willis Fidler, postmaster at Harrison. None of the bodies have been recovered. The explosion was caused by a lantern falling from the roof of the yacht to the engine, lighting the gasoline.

BOODLER WINCES UNDER ROGERS' FIRE

ADMITS THAT HE HAS
COMMITTED A FELONY
Former Supervisor, Bather in Im-
munity, on the Stand at
the Ford Trial.



LONERGAN, THE GRAFTING BAKER.
Confessed Boondling Supervisor Has Told the Story of His Crimes
Without Shame—All He Asks Is: "Can I Keep the Money?"—
He Has Been Granted Immunity for Confessing and Testifying.

IS THIS A GREAT CITY? GOV. GILLETT THINKS SO

Governor Gillett thinks Oakland is a great city. He said so last night when he looked into the faces of 100,000 people on Broadway and 25,000 people at Idora Park who saw him crown the Queen of the Carnival.

Oakland is the best lighted city in America.

Number of people who witnessed the parade last night 100,000

Number of people at Idora Park last night 25,000

Population of Greater Oakland, including Berkeley and Alameda 325,000

Is Oakland a great city?

Well, everybody says so.

HORSFORD'S ACID PHOSPHATE.
Relieves Nervous Disorders
Headache, Insomnia, Exhaustion and
Restlessness. Rebuilds the nervous system.

CREDITORS AUCTION SALE
Of about fifty new trunks and 100 new valises formerly property of W. L. Robinson. Sale Wednesday, September 25 at 9:30 a. m. at 1097 Clay street Oakland. J. A. MUNRO & CO. Auctioneers

CHATEL MORTGAGE AUCTION SALE.
Of the machinery formerly belonging to W. G. Noak. Sale at 1097 Clay street Oakland Wednesday, September 25, at 9 a. m.

Comprising in part: 1 Cushman 4 Jaw chuck, 1 drill press, gas engine, 1 Henry pillar shaper, 1 Honda Norton lathe, 2 vices, 1 emery wheel, 10 sets of drills, benches, tools, shafting, belt pulleys, furniture etc.

All must and will be sold to satisfy claims. See legal notice.

J. A. MUNRO & CO. Auctioneers

AUCTION SALE OF FURNITURE.
Consisting of all kinds, new and second-hand, also carpets, matting, stoves, ranges and many other articles. It will pay you to visit our auction sale. If you are looking for bargains. Auction, Wednesday, September 25 at 11 a. m. 1265 Franklin street. Telephone Oakland 4501. GUARANTEE AUCTION CO.

UNREQUITED LOVE SENDS WOMAN TO INSANE ASYLUM

Driven by unrequited love to the verge of acute insanity, Mrs. Carrie M. Thompson of Alameda was this morning committed to Ukiah Hospital for the Insane, suffering from hysteria. During the reading of the complaint the prisoner intermittently cried and laughed uncontrollably, answering the questions of Drs. Hamlin and Fine between tears and smiles. Her brothers Fred M. and C. Cain, both prominent business men of Alameda, stated that they were willing to do all in their power for the unfortunate woman whose husband is said to have deserted her some time ago.

TO SANATORIUM
Mrs. Thompson was taken to Miss Creedon's sanatorium in Alameda about four weeks ago her case then being diagnosed as nervous prostration. Her actions at the hospital alarmed the matron, who finally advised the brothers that Mrs. Thompson should be removed to some institution where special attention was given to acute hysteria. She was accordingly brought to the Receiving Hospital last evening spending the night in sleepless misery.

LOVE AFFAIR.
Her brother testified that Mrs. Thompson has lately had a love affair with some man whose name was not given, which had not turned out in the manner expected.

WEATHER REPORT
San Francisco and vicinity—Fair tonight and Wednesday; light northwest wind.
Santa Clara Valley—Fair tonight and Wednesday; light northwest wind.
Sacramento Valley—Fair tonight and Wednesday; light south wind.
San Joaquin Valley—Fair tonight and Wednesday; light north wind.
Southern California—Fair tonight and Wednesday; light west wind.

4 TRAPPED IN BLAZING SEWER Workmen Imprisoned After Explosion of Gas in Pipes.

CHARLESTON, W. Va., Sept. 24.—A gas explosion occurred today in a big sewer being constructed by the city and four workmen are said to have been caught. The fire is now burning in the sewer and the fire department has been called out. It does not seem possible to rescue any of the workmen alive.

FURNITURE AUCTION
On Thursday, September 26 at 11 a. m. at 825 Franklin street near Ninth. About four car loads of almost new furniture, dressers, folding beds, extension tables, brass beds, rugs, chairs, crockery, bedding, hair and floor mattresses, sideboards, buffets, kitchen ranges etc. I will pay for dealers and lodging-house keepers. To attend this auction for bar raising, 94c per prior, 10c per cash.
MEYER & MEYER Auctioneers

ONE HUNDRED THOUSAND PEOPLE WERE ON BROADWAY LAST NIGHT

LONERGAN ON STAND TELLS STORY OF HIS SHAME BOSS BOODLER WINCES UNDER THE FIRE OF QUESTIONS PUT TO HIM BY DEFENSE

(Continued From Page One.)
had never conspired to defraud the city or to commit any such crime as either of taking or giving bribes. The affidavit directly contradicted his testimony on the stand and called forth a grumbling from Rogers.

Abe Ruef will probably go on the stand tomorrow. Like yesterday, the courtroom was crowded and it was all the policemen, scores of detectives, and balliffs could do to maintain order.

TRIAL IS RESUMED PROMPTLY AT 9.30.

Promptly at 9:30 the trial was resumed. "Thomas F. Lonergan," called Heney, and there was a stir and rustle in the big courtroom as the witness took the stand. The form of the former supervisor. Despite the earliness of the hour the big auditorium of the temple was fairly well filled. A number of women were present. Heney and O'Garra were present for the prosecution. (Think the preceding days, Heney started the examination. Beginning with the stereotyped questions regarding the place of residence, he questioned the ex-supervisor regarding his employment. "Where you were a supervisor?" he asked.

"Yes, sir," was the answer. "When did you take office?" "In 1906."

"When you took office in 1906 did anyone speak to you regarding an overhead franchise?"

Rogers objected, but the objection was overruled.

"Answer yes or no," said Heney. "Yes, sir," said the witness.

"Who spoke to you about it first?"

"I think it was Mr. Gallagher," said Lonergan.

Rogers objected on the ground that the questions were irrelevant, immaterial and showed no connection with the case. He was overruled.

Lonergan was nervous and was admonished several times by Judge Lawlor to speak louder. There was a cutter in the voice of the ex-supervisor and a nervous twitch of the facial muscles. He was visibly ill at ease and seemingly frightened, gazing out over the heads of the audience and seldom looking at Heney as he was being questioned. He stated that Gallagher spoke to him about the franchise at that Sunday night caucuses there was no mention of voting for or against it.

"Did you have any subsequent conversation regarding the franchise?"

"Yes, sir."

"When and where?" asked Heney.

"It was on a Sunday night caucus."

"How long before the passage of the franchise was this caucus held?"

"I think about two weeks."

"What was said by Gallagher about that franchise at that Sunday night caucus?" questioned Heney.

"I don't know," said Heney.

"Did you have any subsequent conversation with Wilson about this?"

"Yes, sir."

"State the nature of it."

"About a week before the final passage, Wilson called me aside and told me that there was an overhead franchise for me."

"And what did you say?" asked Heney.

"I asked him what he meant by that, answered Lonergan.

"And what did he say?"

"He told me I could take it or leave it, just as I liked."

"Did you vote for the ordinance?"

"I did."

"Subsequently to that did you receive money from James L. Gallagher?"

"Yes."

"When?"

"There was an objection on the ground that no time had been set."

HENEY STORMS WHILE ROGERS ONLY SMILES.

"When I state the time they claim I am asking leading questions. When I define to state the time they claim I am inferring," yelled Heney, glaring at Rogers, who calmly smiled at the late prosecutor.

"All we want is fairness," said Rogers. The court said the indictment alleged that the alleged bribe was paid May 15, 1906. Heney said the indictment alleged that an offer of a bribe had been made. He now proposed to prove that the money had been paid, which would in some degree prove the making of the previous offer.

"We are relying," said Heney, "on the offer in this case and using the paying to corroborate and substantiate the fact prior to the passage of the ordinance, and when we prove that the money was paid we propose to show that it was through the understanding between Gallagher and Ford."

DECLARES FORD HAS NOT BEEN IMPLICATED.

Stanley Moore still held that in connection in the transaction the transaction had been brought home to Tiley L. Ford.

The court said, in order to rule upon the objection, it was necessary to determine when the alleged conspiracy terminated.

"To my recollection," said Heney, "I never used the word conspiracy in my opening statement. But unquestionably there was a conspiracy and that conspiracy ended June 11. What we do contend is that money was paid by Ford through his messenger. Now, was the money paid by Ford? We propose to show that the money was paid by Gallagher, that Gallagher got it from Ruef, and that Ruef got it from Ford. It is just as admissible to show the payment in this way as if the money had been carried to the witness by Ford himself."

Rogers said that according to the indictment two different ordinances had been passed, one in May and the other in June. And now the prosecution aims to introduce proof of the offer. Certainly, declared Rogers, incompetent evidence could not be used to bolster up an alleged fact.

OBJECTION AT LAST IS OVERRULED.

Henev said when A promised to pay B a certain amount of money for his vote, it was competent to prove after the vote had been passed that the money had been paid as the natural sequence of a prior promise. Men do not pay money for nothing, he said Rogers said he was contradicting himself, especially in the matter of the prize fight trust. In the prize fight trust cases money had been paid without any previous promise. Heney said that while there was no legal proof in the case, the presumption existed there and warranted an indictment at any time.

The objection was overruled.

"Did you receive any money from James L. Gallagher?" was now asked.

"Yes," was the answer.

"When was it?"

"It was the end of July or the first of August."

"Where was it?"

"In the city hall."

"We make the same objection to this line of questioning," said Stanley Moore. He was overruled.

"State what occurred," said Heney.

"I was given \$1500 IN AN ENVELOPE."

"I was asked to go upstairs, and he gave me an envelope."

"Did you open it there?"

"No."

"What did you do with it?"

"Put it in my pocket."

"Then what did you do with it?"

"Took it home."

"Then what?"

"Opened it."

"What did you find?" asked Heney.

"I think it was \$1500."

"Further stated that the money was in small bills."

"When I found there was only \$1500 I put the money back and went out to Mr. Gallagher's home to see how it happened that I was \$500 short. I saw Gallagher and he gave me the other \$500."

"What did you do with it then?" asked Heney.

"I took it home and gave it to my wife."

"Did you receive any more money from Gallagher?"

"No."

"Did you have any more money from Gallagher?"

"No."

"When?"

"Mr. Lonergan, do you mean to state that you carried a big envelope in that pocketbook without knowing it?"

"Yes, sir."

"How long was it there before you discovered it?"

"I think about a week."

"Do you mean to say that the finding of \$2000 in your pocketbook didn't produce any effect on you and you don't even know what kind of an envelope the money was in?"

"No, sir."

"Well, what kind of an envelope was it—was it small or large?"

"It fitted into the pocketbook."

"Well, how do you account for the money being in there?"

"Well, I think it was in the city hall that I handed Mr. Gallagher my pocketbook to show him something in it."

"What! You mean to say you handed Jim Gallagher your pocketbook?"

"Yes, sir."

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Hall they told me there was a document there for me to sign. I signed it. At that time I thought it to be a eulogy on the administration. I didn't bother reading it."

"You knew it was to be introduced in this court?"

"I did not."

"Well, here it is: State of California, City and County of San Francisco, William H. Langdon, District Attorney. Didn't you read that much?"

"I did not."

"RUEF LAUGHS AT BOODLERS GRUELING."

A recess of five minutes was then declared. At intervals during the examination the audience was moved to momentary litters by minor incidents in the progress of the case, and at length Judge Lawlor took notice of it.

"There are several officers of the court present," said he, "and if there are any more annoyances of this kind I shall expect them to bring the persons causing them to the bar of this court."

William J. Burns was seated alongside of Heney for the first time since the opening of the trial. The cross-examination by Heney is also the first time he has taken charge of the cross-examination.

Abe Ruef was an interested spectator of Lonergan's grueling and a smile illumined his dark features most of the time while the ex-supervisor was testifying.

COMPLAINT PROVES A VOLUMINOUS DOCUMENT.

After the jurors Rogers handed the complaint and affidavit in the case to Byington. It proved to be the complaint in this case, which was supported by the affidavit of all the members of the old board of supervisors of the city. It was a voluminous document and was heavy with legal phraseology, circumlocution and dreary dryness.

The court ordered the complaint to be read first. Byington commenced, however, with the affidavit, a procedure suggested to him by Rogers, who had not heard the express desire of the court.

O'Garra objected on the ground that the court's order was that the complaint should be read, and read before the supporting affidavits. This order was finally carried out.

In the affidavit of the witness, Lonergan swore that he had never committed any misdemeanor, any crime or felony, or any offense against the city of San Francisco or the State of California.

It was not true that he had conspired with any other defendants, or any of them to prevent the enforcement of law. He denied that he had agreed to the appointment of Abraham Ruef as district attorney. It was not true that he had threatened violence through his influence with the police department of this city.

All complaints in the public press as against his character as a law-abiding citizen were unfounded. Then the reading was finished. Rogers resumed the examination.

"You swore that at no time have you committed a crime," said Rogers.

"I said before, I didn't know what was in that affidavit. What I am telling now is the truth," said Lonergan.

ADMITTS THAT HE COMMITTED FELONY.

"Then you have committed a felony," said Rogers.

O'Garra objected, but he was overruled.

"What is your answer, Mr. Lonergan?" said Judge Lawlor.

"Yes, I guess I did," said Lonergan.

"You are testifying under a contract of immunity are you not?" asked Rogers.

"Yes, I am."

"You were promised immunity long before you saw that contract?"

"Yes, I guess I was."

"What was there?"

"Well, there was Langdon, Heney and Burns."

"Spreckels was not there?"

"No, he was not."

"Sure about that?"

"Yes."

He stated that he had seen Spreckels in a house once.

"Were you trapped that time?" asked Rogers.

"No."

TELLS OF TRAPPING IN ROY'S HOUSE.

"How many times were you trapped?"

"Well, I think I was trapped only once."

"When was that at Roy's house?"

"Yes, that was in connection with the skating rink ordinance."

"Ever tell anyone about it?"

"Yes, I met Wilson and talked it over with him. I also saw Ruef and told him that I had taken some money from Roy."

"What did Ruef say?"

"I don't remember."

room. Just then Mr. Burns opened the door and said "Lonergan, I've got you."

"Yes, it's very strange that Burns should appear at the crucial moment and you should hand over the money. Why did you go there after being trapped?"

There once and being warned by Gallagher and Ruef?

SAYS HE SUSPECTED A JOB BY BURNS.

"But I didn't know I had been trapped."

"Were you ever in a room with Boxton or any of the other supervisors and Mr. Roy before the skating rink affair?"

"I don't remember."

"How long had you known Mr. Roy?"

"Oh, not very long. He was supposed to be one of the pillars of the administration."

He went on to say that he suspected a job.

"Did you deposit the money?"

"No."

"Where did you put it?"

"Took it home."

"What did you do with it?"

"Spent it."

"How?"

"In household expenses."

"How else?"

"I went into them owing picture business and lost \$400."

"What else did you do with it?"

"I don't remember it."

Henev objected, saying that the attorney for the defense should fix time,

ROGERS ASKS ABOUT LONERGAN'S LOANS.

"I loaned some of it."

"To whom?"

"To a friend."

"How much?"

"Two hundred dollars."

"Did you loan any more?"

"Yes."

"To whom?"

"I don't think that necessary, your honor," said the witness.

Judge Lawlor said that, unless absolutely necessary, the private affairs of an individual should be protected.

"I want to know," said Rogers, "what he has done with the money. He may never have gotten so much money, I don't want to annoy the witness, but if he will give me the names on a paper of the people to whom he has loaned I will give my professional pledge that it will go no further."

"Have you loaned money in considerable sums?" asked the court.

"Yes," was the answer.

"How much?" asked Rogers.

"Five hundred dollars."

"To whom?"

"I don't want to mention the name of the man."

"Would it embarrass him?"

"I don't know. It might."

"How did you live—expensively?"

"I lived comfortably."

"What else did you do with the money?"

"I had indebtedness."

Promptly at 2 o'clock the balliff rapped for order and the afternoon session of the trial began. Lonergan was called to the stand and his cross-examination by Rogers was resumed. Judge Lawlor admonished Rogers to be as expeditious as possible.

"What became of that \$1,000 you got from Roy?" asked Rogers.

"I gave \$500 of it back to Burns."

"What became of the rest of it?"

"Gave it to my wife."

Questioned as to the amount lost in the fire, he stated that about \$200 or \$300 was burned. In reply to questions he said he thought he had some of the graft money yet.

"How many times have you met Mr. Burns?"

"I don't know how many times."

"Have you talked with Burns about the evidence you were to give in this case?"

"Possibly."

"You were at Heney's office last Thursday?"

"Yes."

"Talked about the case?"

"Mr. Heney asked me if I could remember dates."

"And you said you could?"

"Yes, these dates."

WITH PARTNERSHIP IN BAKER FOLEY.

"You once ran a bakery, did you not?"

"Yes."

"You were in partnership with Foley?"

"Yes."

"Did you ever tell Foley that if the quake had not come you would have had \$100,000?"

"I don't remember it."

Henev objected, saying that the attorney for the defense should fix time,

GHOUlish WAY OF HAVING FUN

Students Fasten a Hazed Victim in a Coffin for Fully Ten Hours.

CHICAGO, Sept. 24.—A special to the Tribune from Duquaine, Ia., says: To be for ten hours in a coffin, to see through the glass covering over his face the glimmer of candles, was the fate of Roy Lorraine, a student of the Duquaine high school, who was the victim of a school fraternity initiation.

The young man was to be submitted to the most trying ordeal. Gagged and bound, he was taken under cover of night to a farm in the vicinity of the city. Here he was escorted to a cellar long in disuse and his door was locked.

Candles were lighted and placed about in niches in the wall and young Lorraine, blindfolded, was induced to lie down in what to him seemed a box and the cover was fastened. The covering soon was removed from his eyes and he awoke to the realization that he was in a coffin.

There was sufficient air to keep him from smothering, and he remained there all through the night. Early in the morning he was released by some of his friends.

HEADS HURT IN STREET FIGHT

NEW YORK, Sept. 24.—Two men, one of them a policeman, were hurt in a riotous disturbance in West 21st street just before the polls for the Democratic primaries opened this afternoon.

The young man was to be submitted to the most trying ordeal. Gagged and bound, he was taken under cover of night to a farm in the vicinity of the city. Here he was escorted to a cellar long in disuse and his door was locked.

Opening of the Carnival.

The carnival at Idora Park has opened auspiciously. It will be strongly in evidence during the next two weeks. It will doubtless attract attention far and wide to Oakland and to Alameda county in general, as it well deserves to do, for it has a double purpose in view—the enjoyment of the people and a display of the incomparable resources of this part of the State. To all visiting strangers the Carnival Fair will be a revelation. Indeed to many of those who have been long resident in the county it will be a pleasant surprise.

The pity of it all is that such attractive exhibitions were not introduced here sooner. They are certainly great agents for local development. They advertise the attractions of a locality as few other agencies are capable of doing. Elsewhere they have proved to be great community builders and still greater developers of latent resources and possibilities. The fiestas which Los Angeles has held almost annually for over a decade have stimulated the growth of that city immensely by making it famous at home and abroad and helped to open up the resources of its tributary territory by attracting attention to the virtues of its climate and the productiveness of its soil, and thus encouraged the inflow and investment of outside capital in land and in substantial permanent improvements. Oakland's recent awakening has brought home to it the value of these attractive displays in which pleasure and business are inseparably associated, and the more we have of them in the future the greater will be the benefit derived by the county at large.

Effective Street Cleaning Contract.

The condition of the bituminized streets is showing the benefits of the new street cleaning contract. The difference between their condition now and when the old out-of-date brush machines were pretending to clean the street pavements is conspicuous. Formerly they were swept, but neither roadways nor gutters were clean after the process of sweeping was over, while the air was filled with poisonous dust which choked pedestrians and entered the stores and settled on the merchandise contained in them. Under the present contract these bituminized thoroughfares are cleaned, in fact, from curb to curb, while the atmosphere is not contaminated and there is no dust flying around after the operation is over to enter the stores and damage merchandise. The change must be an agreeable one to the merchants doing business along these thoroughfares.

There is only one improvement needed now to make the system of street cleaning perfect and that is a hand broom auxiliary to remove the refuse of animal traffic during the day time. This is the carnival season and Oakland is under special inspection. The condition of its public streets is an important feature. It will be noticed by every one, particularly by strangers visiting the city, and a mental note of it will be made. Absolutely clean streets constitute the best advertisement for a city which it can devise. Oakland gives promise under the new system of street cleaning of acquiring the reputation of being the cleanest city on the Pacific Coast. The extra expense assumed to win such an enviable name will, we believe, prove to be one of the best investments ever made by the municipality.

Passing of the Timber Lands.

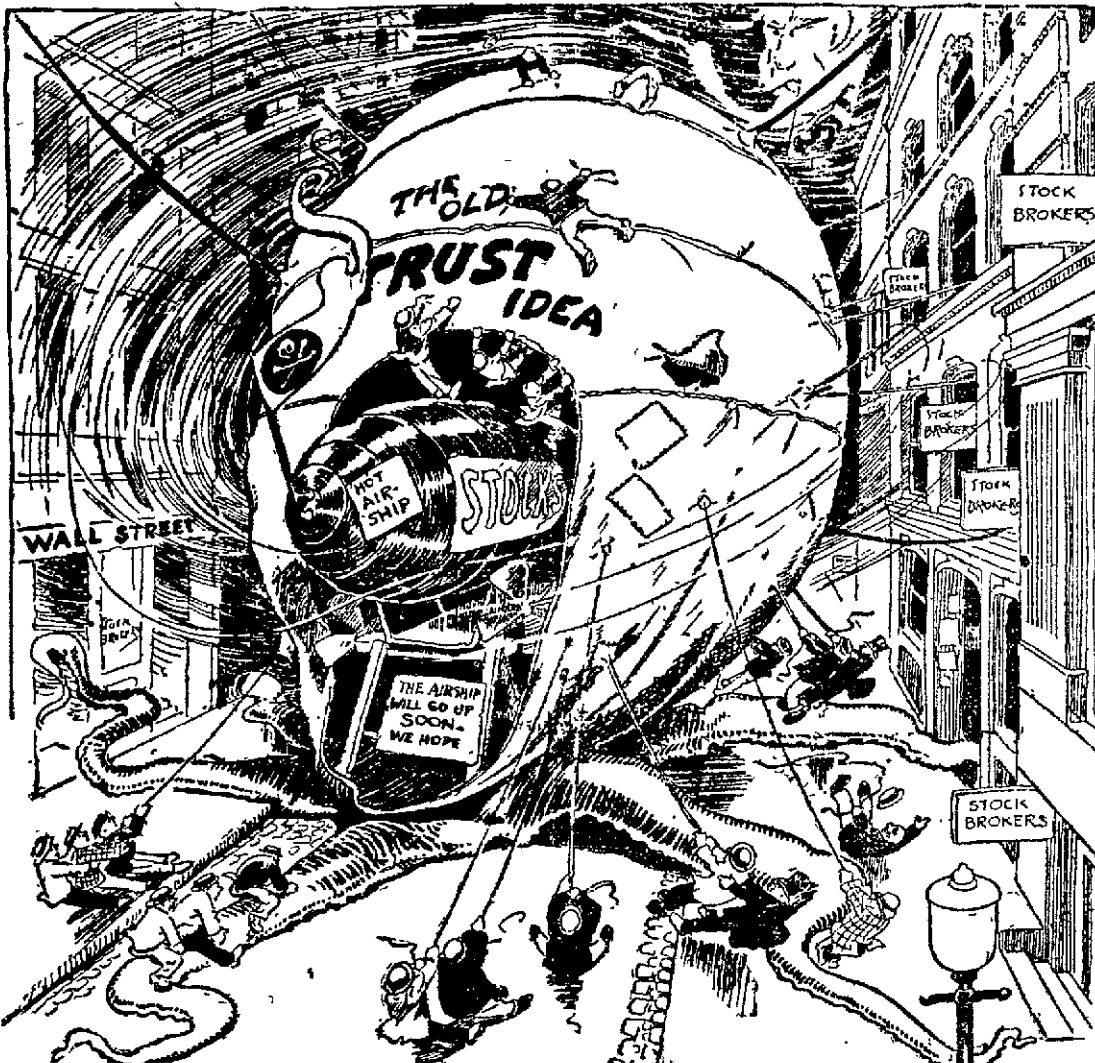
The trial of United States Senator William E. Borah of Idaho and a number of other defendants on charges of conspiracy to defraud the government out of many thousands of acres of timber land, is in progress at Boise city. One of Borah's co-defendants, named in the complaint as "John Doe," is assumed to be the late Governor Steunenberg, for whose murder Harry Orchard has confessed to be personally responsible. The interest in the present association between the murdered Governor and Borah is centered around the fact that he took a leading part in the prosecution of W. D. Haywood, secretary of the Western Federation of Miners, at his trial on a charge of being an accessory to the crime. Haywood's acquittal was quickly followed by Borah's arrest for participation in these timber land frauds.

Borah and his co-defendants are accused of being concerned in the employment of 108 residents of Idaho as dummies to locate timber lands on the public domain in that State who, after making the customary affidavit at the land office in order to acquire title, that they were acting solely in their own interests, subsequently transferred their locations for a small consideration to the Barber Lumber Company—a Wisconsin corporation. In this way the latter fraudulently acquired title to thousands of acres of the best giant pine lands in the State.

The curious feature about these timber land frauds is that they are nothing new in the history of the disintegration of the public domain. They have been in progress, as a matter of fact, since the first timber lands act was passed. The procedure in their acquisition has always been the same—the locator has invariably been a dummy employed specially for the purpose of transferring to individual or corporate ownership a large slice of the public forests under the color of legality which it was the express purpose of the law to prevent. The large private timber land holdings in this State have been acquired chiefly through this illegal method of defeating the purpose of the law. Thirty years ago the timber lands were gobbled up openly by this process. The operators made apparently no effort to conceal their object. Dummy locators were herded in droves at the government land offices who, after the necessary affidavits were made, received the agreed fee and transferred their interests to the land grabbers. Entire townships thus passed in a few weeks out of the possession of the government into their hands. Nearly, if not quite all, of the great redwood belt in Mendocino and Humboldt counties was so transferred. Bona fide settlement, which the law contemplated and provided for, was rendered impossible.

The local land officers and the Interior Department knew perfectly well what was going on, and if they did not actually approve the act they at least winked at it as a clever evasion of the law. Doubtless the proceeding involved much official corruption and an astounding amount of perjury, for in hundreds of cases the affidavits of the dummy locators were made without ever having seen the land or any knowledge of its true character except such as they had been drilled to swear to. But the holdings were duly patented and the land grabbers felt they were secure. In many instances timber lands thus unlawfully acquired in early days have been denuded since their forest growth and the land robbers are secure in the enjoyment of the wealth they thus acquired. It is only in these latter days, when the end of the magnificent forests once crowning the vast public domain is clearly in sight, that the public

ANOTHER BALLOON-HOUSE IN DANGER.



"OUR AIRSHIP HAS NOT STARTED UPWARD YET. SINCE AUG. 3 THERE HAVE BEEN UNPRECEDENTED GALES AND ALL HANDS ARE TRYING TO SAVE THE BALLOON-HOUSE. THE AIRSHIP IS INFLATED AND WE SHALL MAKE OUR GET-AWAY AS SOON AS THE BREEZE DIES OUT."—ITEM FROM FAR-THIST WALL STREET.

conscience to the bold frauds has been awakened, and the government has been aroused to action to save the remnant left. In doing so, it is uncovering many men in high places who more recently joined in the raid on the public lands. However, whatever may be their fate, there are hundreds of the earlier timber land grabbers whose ill-gotten wealth is secure, and who are personally exempt from prosecution and the payment of the penalty of their crimes. The history of the timber land frauds is one of the darkest pages in the record of the disappearance of the national domain.

Proposed Baden Smelter Conference

The crusade against the construction of the big Guggenheim copper smelter plant at Baden, which was started by the San Leandro town trustees, and in which the San Francisco property-owners, improvement clubs, the Alameda City Council and the Burlingame Home Protection Company subsequently joined, has caused the work on it to be suspended until Daniel Guggenheim reaches here from the East. A conference will then be held between him and the friends and opponents of the smelter. The only friends the project seems to have at present are the people of South San Francisco, who have nothing to lose in the way of vegetable life and everything to gain industrially whether the fumes of the smelter are objectionable or not.

It is claimed that the South San Francisco Board of Trade and Guggenheim have photographs of smelting plants at Ely, Nev., and at other places where foliage is abundant to submit as evidence that such establishments are not injurious and that the Baden smelter will be strictly harmless. There can be no telling now, perhaps, when and under what circumstances these photographs were taken. Evidence of the enormous damage done by smelter fumes is obtainable nearer home and that without the aid of photography as a demonstrator. Every smelter in operation in California today is ruining vegetation and destroying stock with its fumes for many miles around. Despite the most intelligent and costly efforts to stop the ravages of the sulphurous and arsenical smoke no effective remedy has, as yet, been put in operation. The Sacramento canyon has been desolated of all vegetation and verdure in the vicinity of the smelters operated there. The people of Martinez are suffering from the Bull Point smelter, the fumes of which are represented to be damaging orchards and vineyards in that neighborhood to points remotely distant from the works. The Selby Smelting Works has been put under a ban, owing to damaging effects of its fumes on the farming lands and live stock of the Solano county hills, on the northern shores of upper San Pablo bay and Carquinez strait. It is trifling with the truth and conclusively demonstrated fact to assert that a bigger smelter than any of these named can be operated at Baden without injury to the highly cultivated lands in San Mateo and Alameda counties, unless some means has been discovered capable of being successfully applied which will filter the smoke emitted by the stack of the plant from all of those substances that are deadly to vegetation and poisonous to animal life. It is a reasonable assumption that no effective system of filtration has yet been discovered, otherwise it would be applied to the smelters already in operation in the State so as to relieve them of the causes of complaint which are sources of both annoyance and expense to their owners.

Whenever the conference between the Home Protection Company of Burlingame and David Guggenheim and his South San Francisco allies is arranged, the farmers and fruitgrowers and other imperiled interests of Alameda county should see to it that they are likewise represented there.

While the accidental destruction of the big grape vine in San Leandro is something to be greatly deplored, as it was one of the show products of the county, its loss will be in a measure compensated by the extensive circulation which the report of its destruction and the knowledge that the county is capable of producing such a magnificent viticultural specimen will receive. The fame which the big Montecito vine gained abroad did more to draw attention to Santa Barbara as a delightful seaside resort than probably anything else that was used for that purpose. The unfortunate accident which befell the Estudillo vine at San Leandro has brought it suddenly and conspicuously into the limelight and through it the world at large will learn something it did not previously know about the wonderful capabilities of the soil and climate of Alameda county.

Pointed Paragraphs

Smiles that won't come off are apt to grow monotonous.
It's almost as easy to worry as it is to tell others not to.
Consistency may be a jewel, but a girl prefers a solitaire.
If a widow is rich and pretty she soon gets over being one.
Man has faith in anything he has never tried to reason out.
Morose That man is not poor who has the use of things necessary.
A barber never asks if a razor pulls unless he knows it doesn't.
When a horse stops suddenly in the street it shows its bringing up.
A good many bachelors are wearing socks with peekaboo toes and heels.
French proverb God has chosen a poet generally when He has a message to give.
When a man pleases himself he gets the applause of at least one person.
All things come to those who wait—except the man who owes you money.
If a man pretends to be afraid of his wife she isn't so apt to invite her mother for a six months' visit.
While there is an unlimited amount of good reading in an unabridged dictionary, it is distributed in a tantalizing manner.

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HEART :: TRIBUNE'S PAGE FOR WOMEN :: HOME

FOREIGNER SAYS AMERICANS THINK THEIR WOMEN ANGELS

HE TREATS EVERY ONE AS TRUE LADY BORN

"If there is one thing that will bring the volcano of high-strung Americanism into full play," said Dr. Emil Reich, a noted European writer, recently, "it is a sneering or covert attack upon the attractiveness of their women."

"Every American has in all truth and sincerity a deep desire to worship his woman-kind. He is chivalrous and invariably polite to them. He treats every woman as if she were a lady born."

Dr. Reich was aroused to this comment by observing the great number of American women who went to Europe this year unaccompanied—at least, by male relatives—and the evident fact that the number of such "unprotected" American females to be found on the highways and byways of European travel is increasing each year.

WHAT ONE SAID.

The foreign critic goes on to relate that an American man, once, replying to some of his criticisms of an American woman, responded: "Not without a sense of truth." "Right you are, Doc; she's no woman—she is an angel."

"This explains," continues the European observer, "why the American man will readily endure the domineering tone of his women; why he gladly, nay, proudly, submits to all their whims, and even to their extravagances."

"So did the real retainers for his overlord, so did a Campbell for an Argyll. And as these men went into a furious combat on account of the slightest affront to their lords, so do the Americans

with regard to their lords—their women."

This over-the-seas critic thinks, with hundreds of his kind, that "the American gentleman is quite satisfied to pile up money by continuous and most worshipping labor in his office or factory provided his 'missus' is thereby enabled to give receptions, to 'do' Europe to become a scholar and to shine generally in society."

ADMITTS THEY EARN FREEDOM.

It is true, also, he acknowledges, that millions of American women work just as hard as American men, and they deserve whatever freedom of action and liberty to travel and see the world they assume.

But to some extent he thinks this is making a virtue of necessity.

"Any one of the hard-working American women would, as soon as her husband made money enough to render her personal labor superfluous, at once rise to the occasion and shine—shine in the parlor, at the theater, at the watering places, while her husband would continue to drudge for her with a contented smile."

Of course he would.

Dr. Reich visited this country some years ago, but seems to have taken away with him some rather strange impressions.

"Men in America are not supposed to interrupt the 'literary' conversations of the ladies. When I attended my first reception I found all the men standing speechless, with arms folded on their breasts, in the back drawing-room, while

the ladies were briskly discussing Emerson."

"Being under the Magyar delusion that a man in society must be amiable to women, I stepped among the ladies and also talked Emerson. A few minutes later I heard one of the Americans remark to another:

"Has that Johnny been hired for that?"

FORM THE ARISTOCRACY.

"The fact of the matter is," concludes the European, "that the women in America form the aristocracy of the nation. 'No people can be without an aristocracy of some kind. With one the poets, with another the soldiers, with still another the lawyers or priests constitute what is really the dominating or socially supreme caste or class."

"In the states, for seasons quite patient, such a class could not grow up among men. But since it is indispensable, as all history proves, it arose, perhaps for the first time among women, in America."

"Already the Greeks, who thought, did, said or forgot everything, spoke of the realm of the Amazons in Asia Minor. Were they not right?"

"If a sculptor, a great artist of our

"The Yankee, historically unable to produce European kinds of nobility, has invented a new one—the aristocracy of woman."

time, was to represent in marble the type of womanhood so characteristically embodied by the American woman, what better thing could he do than hew out of the finest Pentellic marble an ideal Amazon?"

"So great is the domination of woman in the states that I have no hesitation in saying that her position, rights, activities—in short, that the woman question is the most grave of all questions in America."

"Nobility is not, as radicals imagine, a thing of the Middle Ages and ephemeral. It is a standing category of human society, and the American, historically unable to produce European kinds of nobility, has speedily invented a new one—the aristocracy of woman."

IT HAS ARRIVED--and IT IS the WIGGLE-WOGGLE

Do You Wiggle-Woggle--If Not, Why Not?

CHICAGO, Sept. 24.—It has arrived. It is the wiggle-woggle.

Do you wiggle-woggle? If not, why not? You've got as much right to wiggle-woggle as anybody else. People who have wiggle-woggled say it's the best fun in the world. It's the fad down East. Everybody wiggle-woggles around down there. There's no reason why Chicago shouldn't be one of the most wiggle-woggish towns in the country.

Wiggle-woggling solves the puzzle that devotees of "physical culture" have been working on for a long time. At last they have discovered the combination of laughter and exercise.

The wiggle-woggle in principle is a three-cornered piece of wood with a caster leg under each corner and a steering rudder in front. By standing on the stool with a foot on each of the two corners farthest from the rudder and by

digging, or, rather, wiggling the body, so as to give motion to the feet, the stool will move along quite rapidly. By means of ropes fastened to the steering gear the stool may be made to travel in any direction required.

Thus stool, painted to look like a turtle, is the wiggle-woggle. The man who invented it is said not to have thought much of his discovery. He could travel faster on a street car or on a bicycle. So he left his wiggle-woggle neglected in the back yard.

Then his wife tried the queer contraption. She was a very stout person, and anything that looked like it was good for a ride she was willing to try. The lady was delighted. She discovered that the

too, too solid flesh melted off perceptibly while she gave that sinuous swaying motion that induced the machine to go. She was so charmed with the machine that she induced her daughter-in-law to try it.

Daughter demurred for some time, for she was so thin she had to stand three times in one place to make a shadow. She shuddered to think what would become of her. If she began riding the wiggle-woggle. Strange to say, the wiggle-woggle that had made her mother so plump-like gave daughter a shape like Juno. The wiggle-woggle had brought into play and development the very muscles needed to fill out the figure.

SOCIETY GOSSIP

at the home of the bride's parents, Mr. and Mrs. J. G. Hoyt, on Fairmont avenue, and will be an event of much interest to a large number of friends, though only relatives and members of the more intimate circle of friends will attend.

The wedding ceremony will be performed in the drawing room, which has been decorated wholly in pink. The two bridesmaids, Miss Alice and Miss Beth Hoyt, will wear dainty gowns of pink, as will the little flower girl, Miss Beth Hoyt, and all three of the attendants will carry pink blossoms.

The bride's gown is very lovely, and as she is a strikingly pretty girl, she will undoubtedly make a very beautiful bride. This gown is of white mousseline, richly trimmed with point lace, a long veil and a shower bouquet of lilies of the valley are the accessories chosen to complete the costume.

Following the ceremony there will be a reception and a wedding supper. The reception room is decorated all in white and the dining room in many original touches entering into the decorating scheme.

The groom will have his brother, Myron Warner, as best man. The Warners are very well known in Oakland, where for many years the family resided. Guy Warner is now located in Coquille, Oregon, and there he will take his bride.

RECEPTION AT MILLS COLLEGE.

Cards have been sent out from Mrs. Mills and the faculty of Mills College for a reception to the friends of the students on Friday evening in Leiser Hall. An informal dance will be a feature of the evening.

A CARNIVAL DINNER.

One of the pretty dinners planned in connection with the carnival will be given by Mrs. E. B. Sanborn to the ladies who are to assist Miss Grace Sanborn.

(Continued on Next Page.)



Miss Bessie Coghill

For this evening one of the prettiest of the season's weddings is scheduled—that of Miss Elva Isabel Hoyt and Guy Warner. The wedding will take place

BRIDE DECLARES MOTHER-IN-LAW KEEPS HER COSTLY WEDDING PRESENTS

NEW YORK, Sept. 24.—Mrs. Susan Bell of 760 Fort 4th street, Brooklyn, appeared yesterday in the Fifth avenue court in answer to a summons secured by her daughter-in-law, Mrs. Walter Bell of Sixth street and New Utrecht avenue. Mrs. Walter Bell, who was married a year ago, wants her mother-in-law to return to her certain wedding presents which she asserts the older woman has refused to deliver.

These gifts, according to the young woman's counsel, consists mostly of jewelry cut glass and bric-a-brac to the value of \$700. She says that they were left at the mother-in-law's house during

Woman Lawyer May Be Embezzler

NEWBURYPORT, Mass., Sept. 24.—Dressed in a man's yachting costume, Miss Bertha A. Goodwin, a local lawyer, appeared in court for arraignment on a charge preferred by the Pittsburg police of embezzlement from various business firms in that city. She was held in \$500 bonds for a further hearing.

This Girl Who Was Granted a Fortune by Eccentric Will Is to Force Objecting Heir to Give Details Of the Charges That He Has Been Making

BALTIMORE, Sept. 24.—Harry B. Ketcham, once the fusion candidate for district attorney of Kings county, N. Y., and administrator of the estate of his

father, the late Congressman John Henry Ketcham, of Dover Plains, N. Y., is to be forced to prosecute the charges of undue influence which he brought against

Miss Lillian C. League, of this city, one of the principal beneficiaries of the will. In his bill of complaint filed last February, Mr. Ketcham accused Miss League, who was John Henry Ketcham's private secretary, of having persuaded his father, a paralytic, to deed to her \$25,000 worth of property, including a \$10,000 residence in Baltimore, and twenty-five \$1,000 bonds of the St. Louis and San Francisco railway.

The girl, who is only twenty, is a daughter of Police Captain League of this city and when the case came up for a preliminary hearing he filed a demurrer and asked that Hedges be forced to produce specific charges. Ketcham then filed a petition for permission to amend the bill and it was granted. Since then the Leagues say they have been constantly after Ketcham's counsel to force him to file the amended bill but so far have been unsuccessful.

ITALIAN COUNTESS SAYS DEAD KING'S LOVE INJURED HER

ROME, Sept. 24.—The Tribunal of the First Instance has decided to permit Countess Cesarina Gaddihercolani to prove in open court her assertion that King Humbert acquired a profound affection for her when she was only sixteen years old. She claims that the king's affection for her not only did her deep moral wrong, but injured her pecuniarily by preventing her from pursuing the musical career for which her parents had designed her. King Humbert promised her often and expressly to provide handsomely for her future, but that his assassination by anarchists prevented him from doing so. The Countess claims a colossal compensation in money. A minister of the royal household had orders to settle the affair quietly, but the Countess, inspired by certain lawyers, made demands too exorbitant. Now she has been summoned to the royal court. General Fusillo Vaglia, on duty at the Quirinal, will represent King Victor Emmanuel in the case, which will be heard in November

NOW IS SEEKING TO RECOVER LARGE AMOUNT OF MONEY

probably. Already it is raising a din of sensational gossip. The accusation on which it is based seems to be unquestioned.

CUPID'S RIVAL.

The sweet little message.
From the dearest of lips.
Was sealed and sent in duplicate
To guard against slips.
The message for transmission—
(You easily could guess)—
A word of but three letters
That were simply Y-e-s.

And to send it flying
(And your patience not to tire)
The one was sent by Cupid,
The duplicate by wire.
Away went little Cupid,
Puffed up with pride of past,
Not dreaming that his prestige
Would not forever last.

The other, very cautious,
Bore the message on his back
(For 'em a little dewdrop
Would throw wit off the track).
They sped along together,
Each swift his own sweet way,
For each was bent on winning
The laurels of the day.

Alas! for little Cupid,
Perceive that day was Fate;
The message that he carried
Came just a bit too late.
"I handed him the message,"
Said Cupid with a tear,
"And thought that he would read it,
But—he had it in his ear."
T. B. DOOLITTLE

CUSTOMS INSPECTORS SEIZED HER OLD IRISH LACE COAT--SHE'S MAD

Declares Garment Made in America And Will Sue the Agents of Uncle Sam

NEW YORK, Sept. 24.—Miss Annie O'Brien of No. 18 West Forty-sixth street, who came over from Paris a week ago on the American line steamship St. Paul, will probably bring suit against the United States customs officials as the result of the seizure of her trunks.

Miss O'Brien, while not denying she had failed to declare "some of the things in her trunk," insists that an Irish lace coat, seized with the rest of her baggage, was made in this city before she went to Paris, and that the customs officials acted with some show of prejudice

against her.

Mrs. Mary Murray, a sister of Miss O'Brien, said the girl went to Paris to purchase some finery and on the return trip fell in with some "old sea dogs" among her companions, who told her it was idle simplicity to get past the customs officials, and so the girl decided to hand in her slip.

It seems the inspectors found here and there an odd hat, truly of imported flavor, and also a coat or two, and they also saw the prize coat made from Irish lace. Agent Babcock, of the customs service, according to Mrs. Murray, said the coat looked like an imported garment, and he'd have to seize it. Miss O'Brien was allowed to go, but the two trunks, valued at \$2,000 or thereabouts, were held.

Miss O'Brien says her sister warned her never to seek to avoid declaring anything she brought over, and she added: "It won't happen again, right off."

Hindu Princess Is the Possessor. Her Husband Lights Fires and Cooks Supper on Her Head, but She Was Always Satisfied Until She Had to Wear Shoes.

completely obscure the small ankles, but do not hide the shapely instep. The little foot has no secrets to hide. The toes, long like the fingers of the aristocratic hand, are well divided, each performing its individual function in the general poise of the body with so little clucking that it is as straight and self-reliant as a soldier on parade. Corns, bunions? Perish the thought. Nature is the chiropract in charge.

This Jap Would Easily Solve the Question of Trouble Between Nations--He Just Eloped :

NEW HAVEN, Sept. 24.—If Professor Kan Ichi Asakawa, of Yale University, and she, who until a week ago was Miss Miriam Dingwall, of this city, could mould the destinies of nations, there wouldn't be any friction between Japan and the United States concerning immigration.

The Oriental, who next week, will take his chair as professor of Japanese History in Washington, D. C., in the Japanese Legation, after he had gone through the formalities consistent with the legal requirements of the Mikado's kingdom. The news was received today by the young woman's friends and relatives as a complete surprise.

Professor Asakawa came to this country about fifteen years ago. He entered Dartmouth College, and in 1899 was graduated with distinction. He then entered Yale, and after two years emerged as a Ph. D. Soon he became professor of Japanese History in Dartmouth. About a year ago he returned to Japan to collect some data concerning his native land, and finally received his appointment to the chair at Yale.

SWELL CLUB AT NEWPORT WILL PROBABLY STAY CLOSED NEXT SEASON, IT IS SAID,

NEWPORT, Sept. 24.—The Bennett Club, on Bellevue avenue, opposite the Casino, is closed for the season.

During the summer of 1906 Mrs. Oliver Belmont, Mrs. Stuyvesant Fish, Mrs. Herman Oelrichs and a number of other prominent women started the Bungalow Bridge Whist Club in the bungalow of

Because the Society Leaders Insist on Waging a Strife for Leadership

the late William R. Travers on the Ocean Drive and spent a large sum in improvements.

It was there that bridge whist was made the craze of the season by Mrs. Belmont, who kept the membership list down to the most exclusive list that has yet been known in Newport.

About the time the Bennett Club opened for bridge whist, luncheon and dinner this year the Newport Golf Club decided to revive the interest in the club and golf, so secured the services of Mrs. Nathaniel Thayer, Mrs. Royal Phelps Carroll and Miss Maude Wetmore to look after the bridge whist department.

These ladies went to work with a vim and before the week was over there were fourteen bridge whist tables in use. The number increased, while the attendance fell off at the Bennett Club.

It was a friendly rivalry, for Mrs. Belmont, Mrs. Fish and others of the Bennett Club played bridge whist many afternoons at the Golf Club.

It is quite safe to predict that next season the Bennett Club will not be in existence, or, if it is, it will be a night bridge whist club.

WHILE GROOM AND GUESTS WAIT SHE MARRIES ANOTHER

BALTIMORE, Sept. 24.—Miss Della Patchett, of Cordova, Md., could not decide whether she loved Louis Plugge best or William E. Tarbutton. Both are wealthy young men. Finally she said "yes" to Louis Plugge, and he, triumphantly happy, got the marriage license.

Then he sent a friend through the county to ask all his acquaintances to his wedding at the Plugge homestead on Saturday night. The news came to Tarbutton's ears. Tarbutton got a marriage license, too. Then he hastened to Miss Della's home.

"Oh, Will," cried the wavering young woman delightedly, "I'm so glad to see you, for now I know I love you best."

While one hundred guests were waiting for the bride at Plugge's home, she was married to Tarbutton.

\$20 Prize Awaits Lena Johnston

Lena Johnston, to whom was awarded the \$20 prize for the best letter in answer to the question of which "was best for a woman, a home or career," will find the prize awaiting her at THE TRIBUNE office.

SUPREME COURT HOLDS OLIVER JURY IS VALID

Exhaustive Opinion Puts Legal Approval on Graft Indictments and Denies Halsey's Petition.

SAN FRANCISCO, Sept. 24.—Yesterday afternoon the Supreme Court handed down an exhaustive opinion sustaining the validity of the Oliver grand jury and denying the writ of prohibition for which Theodore V. Halsey applied in order to set aside the indictments it had found against him. The court stood six to one, Justice McFarland dissenting. The ground on which the application for the writ was made was that the legal functions of the grand jury terminated by limitation on January 31 under the terms of section 210 of the Code of Civil Procedure, and that any bill found by it subsequent to that date had no force and effect.

SETS CONTENTION ASIDE.
The opinion sets this contention aside, holding that the existence of a grand jury is specifically limited under section 308 of the Penal Code only by the life of the Superior Court, which has a perpetual existence. In his dissenting opinion Justice McFarland takes the opposite view, namely, that the letter of section 210 of the Civil Code, which limits a grand jury's life, is good law, is supreme and should be adhered to, and that persons who may have been indicted for crime after a grand jury has passed the limit of existence established by the Civil Code may be indicted by its successor and legally placed on trial.

The decision affects the indicted officials of the United Railroads, Parkside Realty Company, Pacific States Telephone and Telegraph Company, Home Telephone Company, striking union carmen, ex-Chief of Police Dinan and several minor individuals.

The decision, which is signed by Chief Justice Deady and all of the other Justices with the exception of McFarland, is in part as follows:
It is claimed by petitioner that, at the time of the finding and presentation of this indictment, March 20, 1907, this body of men did not constitute a grand jury at all, and that, consequently, the indictment is a nullity, and the Superior Court is without power to try him on the charge herein made.

Upon the legal argument, it was admitted, for the purpose of this proceeding, that this body of men was regularly and legally drawn from the names in the Grand Jury box for the year 1906, and regularly impaneled and organized, and that the grand jury of said city and county on November 8, 1906, and has never been discharged by any order of the Superior Court, and that, consequently, the grand jury of said city and county, and has always been recognized by the Superior Court as such Grand Jury. Petitioner's claim here is that this Grand Jury was discharged by operation of law, not later than the date of January 31, 1907, by reason thereof, the members have ever since constituted not a Grand Jury, but an illegal and unauthorized body of men, without power to perform any function of a Grand Jury.

FACTS RELIED UPON.
The facts relied on as a basis for this claim are as follows:
On January 31, 1907, in conformity with section 204, Code of Civil Procedure, the judges of said Superior Court made an order designating the estimated number of grand jurors, and also the number of trial jurors, that would, in the opinion of the court, be required for the transaction of the business of the court, and the trial of causes therein during the ensuing year, which number of grand jurors was 134. Immediately after the said order was made, the estimated number of grand jurors had been made, said court selected and listed the grand jurors in said Superior Court during the ensuing year, or until a new list should be provided, which list of persons so selected was at once placed in the possession of the clerk of the court, and a revolving said list, filed the same in his office.

On February 12, 1907, in conformity with section 205, Code of Civil Procedure, said court clerk wrote down the names contained on said list on separate pieces of paper, of the same size and shape, and deposited the same in the grand jury box of said city and county, also proceedings have been had under section 241, Code of Civil Procedure, in drawing, in said box, and summoning any grand juror, and the said list of grand jurors so selected in January, 1907, by the said court, is as follows:

NO EXPRESS LIMITATION.
The claim of petitioner in this regard is necessarily based on the language of section 210 of the Code of Civil Procedure, for there is no other provision of our law, constitutional or statutory, that affords any basis for such a claim. Our constitution simply provides that grand jurors shall be drawn and summoned at least once a year in each county." Sec. 1, art. 4, sec. 2, of the Constitution of the State of California, provides (Sec. 241) that every Superior Court, whenever in the opinion of the court the public interest requires, may proceed to impanel a grand jury, and "in all counties there shall be at least one grand jury, drawn and impaneled in each year."

Nowhere, unless it be in said section 210 of the Code of Civil Procedure, is there any express limitation on the life of the grand jury as impaneled in pursuance of the authority conferred by section 241 of the law, or any implied limitation, except such as may be implied from the requirement that at least one grand jury shall be impaneled in each year. When, in obedience to this mandate, a new grand jury is drawn and impaneled, the former grand jury must necessarily end. Section 210 of the Penal Code, enacted as part of the original code in 1872 and never amended, provides that, on the completion of the business before them the grand jury must be discharged by the court, but whether the business is completed or not, they are discharged as the final act of the court. This section was adopted at a time when

NOTICE TO CREDITORS.
Estate of Mary T. Kennedy, formerly Mary T. Kennedy, deceased.
Notice is hereby given by the undersigned executor of the estate of Mary T. Kennedy, formerly Mary T. Kennedy, deceased, to the creditors of and all persons having claims against the said decedent, to exhibit them with the necessary vouchers within four months after the first publication of this notice to the said executor, at the office of J. A. Kennedy, 86 Broadway Street, Room 4, Oakland, Alameda County, California, which said office the undersigned executor has as his place of business in all matters connected with the estate of Mary T. Kennedy, formerly Mary T. Kennedy, deceased.
J. A. KENNEDY, Executor of the estate of Mary T. Kennedy, formerly Mary T. Kennedy, deceased.
Dated, Oakland, September 24th, 1907.
J. A. KENNEDY, Attorney for said Estate, 86 Broadway, Oakland, California.

ANNUAL MEETING.
The annual meeting of the stockholders of the Security Bank and Trust Company of Oakland will be held at its banking rooms, at the southeast corner of Seventh and Broadway, Oakland, Cal., on Monday, October 7, 1907, at 2 o'clock p. m.
CHAS. A. SMITH, Secretary.

we had terms of court. As under the constitution of 1879, we now have no such terms of court and the Superior Court is always open for business, there is no such thing as a final adjournment of the court, and the quoted portion of the section is no longer effectual.

AN OLD CONTENTION.
The claim of petitioner is that, under section 210, the grand jury, drawn and impaneled in the year 1906, from the persons selected, listed and returned as grand jurors for that year, was discharged by operation of law upon the expiration, listing and returning of the 14 grand jurors for the year 1907. This is not a new contention in this court. Section 210 C. C. P. has existed in practically its present form ever since the adoption of the codes in 1872, and there has been no change in any other statutory provision applicable to grand jurors or juries that is material to the controversy here. The precise question here presented as to the effect of the provisions of section 210 upon a grand jury regularly impaneled from the list of the preceding year, was considered by this court in the case of *People v. Halsey*, 157 Cal. 541, 112 P. 23, 113 P. 23, 114 P. 23, 115 P. 23, 116 P. 23, 117 P. 23, 118 P. 23, 119 P. 23, 120 P. 23, 121 P. 23, 122 P. 23, 123 P. 23, 124 P. 23, 125 P. 23, 126 P. 23, 127 P. 23, 128 P. 23, 129 P. 23, 130 P. 23, 131 P. 23, 132 P. 23, 133 P. 23, 134 P. 23, 135 P. 23, 136 P. 23, 137 P. 23, 138 P. 23, 139 P. 23, 140 P. 23, 141 P. 23, 142 P. 23, 143 P. 23, 144 P. 23, 145 P. 23, 146 P. 23, 147 P. 23, 148 P. 23, 149 P. 23, 150 P. 23, 151 P. 23, 152 P. 23, 153 P. 23, 154 P. 23, 155 P. 23, 156 P. 23, 157 P. 23, 158 P. 23, 159 P. 23, 160 P. 23, 161 P. 23, 162 P. 23, 163 P. 23, 164 P. 23, 165 P. 23, 166 P. 23, 167 P. 23, 168 P. 23, 169 P. 23, 170 P. 23, 171 P. 23, 172 P. 23, 173 P. 23, 174 P. 23, 175 P. 23, 176 P. 23, 177 P. 23, 178 P. 23, 179 P. 23, 180 P. 23, 181 P. 23, 182 P. 23, 183 P. 23, 184 P. 23, 185 P. 23, 186 P. 23, 187 P. 23, 188 P. 23, 189 P. 23, 190 P. 23, 191 P. 23, 192 P. 23, 193 P. 23, 194 P. 23, 195 P. 23, 196 P. 23, 197 P. 23, 198 P. 23, 199 P. 23, 200 P. 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that a jury impaneled in the actual trial of a cause, and perhaps just about to render its verdict after a long and arduous trial, should be deprived of power to act further in the case, solely by the fact that new list of available jurors for the ensuing year had been returned to the county clerk, and the names had been deposited in a trial box. Such a provision could accomplish no good, and would be productive of great injury. The intention of the legislature as to such juries is clearly shown by other sections of the code adopted at the same time, specially relating to juries. It is apparent therefrom that a jury impaneled to try a case was to continue that case, if possible.

AS TO CRIMINAL CASES.
As to criminal cases, after providing for the discharge of the impaneled jury in certain contingencies only, such as sickness of a juror, etc., it was provided in section 1140 of the Penal Code that:

Piles Cured Free
Get Rid of Your Piles Right Now.
Pyramid Pile Cure Can Do It
Quickly and Painlessly.

FREE PACKAGE SENT TO PROVE IT.
Piles is a fearful disease but easy to cure if you go at it right. An operation with the knife is dangerous, cruel, humiliating and unnecessary. Pyramid Pile Cure has cured the worst form of piles known. We prove it. By every mail we get letters like this: "Wishing to give credit where credit is due, I feel it my duty to humbly thank you for the cure of my piles. As well as yourselves to write you regarding your pile remedy. I have not finished my first box and am now well. After the first treatment of Pyramid Pile Cure, the soreness left, and the swelling subsided. I am now feeling like myself again. Thanking you kindly, I am, yours truly, J. Crowley, 170 9th Ave., Seattle, Wash."

We do not ask you to take our word. We ask you to try our treatment and decide for yourself. Send to the Pyramid Drug Co., 33 Pyramid Building, Marshall, Mich., and you will receive a free trial package by return mail. After you have used the contents of this package you can secure exactly the same medicine from any drug store for 50 cents, or on receipt of price, we will mail you some ourselves if he should not have it.

You can go right ahead with your work and be easy and comfortable all the time. Isn't it worth trying? Thousands have been cured in this easy, painless and inexpensive way. In the privacy of their own homes. No torture. No bills. Send today.

Schneider's
Good Shoes
953 WASH. ST., OAKLAND, NEAR 12TH ST.

**BOUGHT AT
OUR OWN PRICE**

Mr. Schneider, now in the East scouring the

the committee members. The matter ought to be kept aloof from anything else. It ought to be referred to a special committee. I think that is what the Board of Public Works wants. I don't think that that body wants the resolution to be referred to any standing committee."

As the Council was in committee, the whole matter went over till the next regular meeting.

The hearing of the application of the Western Pacific Railway for a franchse along the water front went over until **October 7th.**

JUST 4 DAYS REMAIN TO SECURE EXTRA VOTES IN TRIBUNE RACE

COMPETITORS WORKING HARD Berkeley Boy Finds His Friends Are Loyal.

Votes for candidates for TRIBUNE prizes are coming in for the various contestants in an amazing way and all ready several candidates have increased their vote as the result of their taking advantage of the special offer of 2000 extra votes given on a paid-up yearly subscription.

Only four days remain to secure the extra votes as Saturday, September 29, is the last day on which the certificates of 2000 votes will be given.

It is not necessary to turn in all these special certificates as they can be held until 11 o'clock, p. m., December 2, the last day of the contest. Hence among your friends and get their subscriptions for something my present your feeling for the last day, thereby giving 2000 votes for every yearly subscription.

NO BETTER OFFER.

No better offer will be made during the first days as some seem to think, so get there now or else you will be the loser of 2000 votes on each subscription. Don't delay, but get down to good hard, active work and win THE TRIBUNE prize which you will well be proud of.

SATURDAY LAST DAY.

Don't forget that Saturday is the last day of double voting. Get to work now and make a line count.

One contestant says he finds it no trouble to get subscribers from friends and neighbors and in fact every one she approaches as they are getting full value in THE TRIBUNE prize and favoring candidates by giving them the benefit of the extra votes on a subscription.

SCORES WORKING HARD.

When such a chance is given by THE TRIBUNE to win a prize or one of the building lots to the value of \$250 or a \$1000 home, the prize on the part of a contestant there are scores who are glad to avail themselves of the opportunity to work hard and diligently to secure them.

Encouragement goes a long way and while every candidate is working hard her best to secure all the coupons and votes they could the special offer of 2000 extra votes was eagerly grasped as a chance to increase their standings materially.

DON'T despair now but keep right on and get all the votes that can possibly be got on for just a few hundred votes more will win.

TIME GETTING SHORT.

Time is getting short and not many weeks remain in which to work, so get there now and get your coupons and votes in before the time runs out.

The vote certificates are good until December 2, 1907.

GET A RESERVE FUND.

A good reserve fund of votes is good to have and no doubt candidates are holding back votes for a reserve fund to be turned in later. Turn in all your subscriptions now and get the votes on them, then get all others within your reach.

COMPETITORS BUSY.

The struggle promises to be hard in every class. No one can afford to win, as your competitors are taking advantage of every chance to get a subscription.

CHARLES MAGENAUER.

A bright boy of Berkeley, Charles Magenauer, is making an active campaign for votes among his neighbors. Charles is a progressive and intelligent young man who is making a good record for himself.

DON'T CUT OFF DATES.

Many votes are received and not counted each day, owing to subscribers cutting off the lower part of the vote coupon, which contains the expiration date. These vote coupons are only good for the limited time printed on them. If this expiration date is cut off it is supposed that the coupons have expired.

COUPONS IN PACKAGES.

The vote coupons must be tied in packages or placed in envelopes. It is impossible to count thousands of coupons dropped loosely in the box.

CLASSIFIED AD COUPONS.

An innovation in voting contests is the issuing of votes on classified advertisements. A coupon book containing coupons to the value of \$2.50 is sold for \$2. This is a saving of 25 cents on each dollar and will prove a great incentive for those who advertise. Classified advertisements as such as "Help Wanted," "For Sale," "Rooms to Rent," etc. These classified advertisement coupons can be used at the time the boxes are bought, or at a later date, as desired by the purchaser.

MANNER OF VOTING.

A coupon good for one vote will be published in each issue of THE TRIBUNE until the end of the contest. This coupon, if clipped and sent to the Contest Manager of THE TRIBUNE, will count as one vote for the contest. There is another and better way of securing votes and that is on subscriptions. During the contest 2000 votes will be given on all paid-in-advance subscriptions as follows:

Three months, \$1.85..... 300 extra votes
Six months, \$3.50..... 600 extra votes
One year, \$7.00..... 1200 extra votes
Two years, \$13.00..... 2400 extra votes
Three years, \$22.00..... 3600 extra votes

During the contest 2000 votes are also issued in a classified advertisement coupon book, which contains coupons worth \$2.50 but sells for only \$1.00.

THE VOTE AT ONE O'CLOCK YESTERDAY WAS AS FOLLOWS:

MOST POPULAR YOUNG LADIES.

DISTRICT NO. 1—OAKLAND.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$500 Chickering Piano.
Miss Lillian Sullivan..... 5551
Miss Helen McGrath..... 5362
Miss Hazel Beck..... 3315
Miss Mae Embury..... 816
Miss Laura Bishop..... 620
Miss Eula Taylor..... 311
Miss Fita E. Gordon..... 274
Miss Anita Amario..... 150
Miss Alice S. Swah..... 125
Miss Lillian B. Oedermaier..... 108
Miss Gracie Kinsland..... 69
Miss Helen Whalen..... 39
Miss Alice Luby..... 22
Miss Elsie Felton..... 22
Miss Addie Snow..... 13
Miss Nellie Hines..... 12
Miss Genevieve Kelton..... 10
Miss Nellie Sawyer..... 24

DISTRICT NO. 2—BERKELEY.
Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$500 Buick Piano.
Miss Bert Ferguson..... 1057
Miss Ethel Clark..... 957
Miss Lottie Merriam..... 241
Miss Sadie Weldinger..... 155
Miss Olga Vore..... 117
Miss Dagma Waaland..... 45
Miss Amy E. Crew..... 10
Miss Barbara McKinnis..... 10

DISTRICT NO. 3—ALAMEDA, FRUIT VALLEY, ELMHURST, SAN LEANDRO, HAYWARD and all of ALAMEDA COUNTY except Oakland and Berkeley.

TEA

The best "cheap" tea is hot water; don't spoil good water with trash tea. Your grocer returns your money if you don't like Schilling's Best; we pay him.

A PIANO WITH A SOUL
BRENNEN
472 11th ST. OAKLAND



C. MAGENAUER.

NOMINATION COUPON
GOOD FOR 10 VOTES

I nominate _____

As the most popular _____

Signed _____

Address _____

The first nomination coupon received for each candidate will count as 10 votes

Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$500 Shoninger Piano.
Miss Josephine Kessel..... 1459
Miss Beata Viera..... 1351
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SEND IN FLAT PACKAGES—DO NOT ROLL

GRAND \$10,000 PRIZE CONTEST

The Oakland Tribune.
GOOD FOR ONE VOTE.

Name _____

Address _____

Most Popular _____

This coupon, if clipped neatly, brought or sent to the office before expiration of date printed below, will count as ONE VOTE for above named person.

NOT GOOD AFTER OCT. 9, 1907.

MOST POPULAR WOMAN.

DISTRICT NO. 1—OAKLAND.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$500 Wheeler & Wilson Sewing Machine.
Second Prize—\$250 Wheeler & Wilson Sewing Machine.
Mrs. Charles B. Lee..... 1352
Mrs. Charles B. Lee..... 1352
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Mrs. Charles B. Lee..... 1352

DISTRICT NO. 2—BERKELEY.
Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$500 Wheeler & Wilson Sewing Machine.
Mrs. Charles B. Lee..... 1352
Mrs. Charles B. Lee..... 1352
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DISTRICT NO. 3—ALAMEDA.
Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$500 Wheeler & Wilson Sewing Machine.
Mrs. Charles B. Lee..... 1352
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Mrs. Charles B. Lee..... 1352

DISTRICT NO. 4—ALAMEDA, FRUIT VALLEY, ELMHURST, SAN LEANDRO, HAYWARD and all of ALAMEDA COUNTY except Oakland and Berkeley.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$500 Wheeler & Wilson Sewing Machine.
Mrs. Charles B. Lee..... 1352
Mrs. Charles B. Lee..... 1352
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Mrs. Charles B. Lee..... 1352
Mrs. Charles B. Lee..... 1352
Mrs. Charles B. Lee..... 1352

MOST POPULAR POLICEMAN.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—Round trip ticket to Los Angeles and expenses for two weeks at a first-class hotel.
James T. Feeley..... 4513
James T. Feeley..... 4513
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James T. Feeley..... 4513
James T. Feeley..... 4513

MOST POPULAR MAN.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—Round trip ticket to Chicago.
James T. Feeley..... 4513
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James T. Feeley..... 4513

MOST POPULAR EMPLOYEE OF OAKLAND TRACTION CO., or S. F. O. & P. R. Y.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$100 Solid Gold Watch.
J. H. Perry..... 1818
J. H. Perry..... 1818
J. H. Perry..... 1818
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J. H. Perry..... 1818
J. H. Perry..... 1818
J. H. Perry..... 1818

MOST POPULAR STENOGRAPHER.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$100 Typewriter.
Miss Helen Nichols..... 287
Miss Helen Nichols..... 287
Miss Helen Nichols..... 287
Miss Helen Nichols..... 287
Miss Helen Nichols..... 287
Miss Helen Nichols..... 287
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Miss Helen Nichols..... 287

MOST POPULAR SALESMAN.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—Round trip ticket to Chicago.
James T. Feeley..... 4513
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MOST POPULAR MEMBER OF FIRE DEPARTMENT.

Grand Prize—\$1500 Rambler Touring Car.
First Prize—\$100 Solid Gold Watch.
J. H. Perry..... 1818
J. H. Perry..... 1818
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PHILIPPINO STUDENTS ARRIVE ON TRANSPORT.

The transport Sherman brought three young Philipinos from Manila to study in California College. The students are Joseph and Augustin Perez and Roque Justifian. They have studied in the English schools in the Philippines and are well advanced. They are expected to become engineers and the third, a dentist.

GOOD NEWS

Many Oakland Readers Have Heard It and Profited Thereby.

"Good news travels fast," and the thousands of bad back sufferers in Oakland are glad to learn that prompt relief is within their reach. Many a lame back and aching back is no more, thanks to Doan's Kidney Pills. Our citizens are telling the good news of their experience with the Old Quaker Remedy. Here is an example worth reading:

George Furlong, teacher, 1907 University Ave., Berkeley, Cal., says: "I am quite willing that you should use my name as an endorser of Doan's Kidney Pills. For a year or so I was subject to attacks of slight aching across my loins. If I took cold or did any very hard work the trouble would always be aggravated. Besides backache, other symptoms existed which showed very clearly that the kidneys were in a deranged condition. Then, too, they were highly colored and frequently accompanied with symptoms of inflammation. The good accounts I heard of this remedy. Its use proved most successful, as in a short time I was completely relieved from all these annoyances and there was a general improvement in every way. I feel myself well justified in vouching for the claims made for Doan's Kidney Pills."

For sale by all dealers. Price 50 cents. Foster-McBum Co., Buffalo, New York, sole agents for the United States. Remember the name—Doan's—and take no other.

Barn to Let
INQUIRE OF
A. J. Snyder
901 BROADWAY.

CATCHY OPERA CATCHES ALL

Macdonough Theater Filled to Greet "Prince of Pilsen"—Other Theaters.

No better illustration of the popularity of the "Prince of Pilsen" is shown than in the filling of the Macdonough Theater last night for the opening performance of this play, despite the fact that the many thousands of Oakland people had flocked to several annual society functions and to the big carnival. The theater was crowded from top to bottom with an enthusiastic audience, whose expressions of approval seemed to indicate that the efforts of the company were successful. With some exceptions, the company which presented the "Prince of Pilsen" last night was about the same as the last time it was here. The players seemed to appreciate the testimonial of the Oakland regard, and each of them cheerfully responded to the many encores.

From the comedy standpoint, interest settles around Hans Wagner, a traveling Cincinnati brewer, which part was taken by Dan Mason. He has produced several new features in the business of this part, and from his first appearance until the end of his participation in the play, there was a continual round of laughter.

Edward Mora as Carl Otto, gave a very pleasing performance, and his singing was of an exceptionally high order. Among the other men taking part were Ambrose Daily as Lieutenant Tom Wagner, Hayden P. Clifford as Lord Shrimpton, and George F. Moore as Francis. The chorus was exceptionally good and the many tuneful and catchy airs of the opera were never sung in better form.

Reba Dale as the Widow Octavia Brodie as Edith Adams, and Vera Stanley as Nellie Wagner, shared honors. Their singing was pleasing, and the costumes a feature of the play.

"The Prince of Pilsen" is now as it always has been, a tuneful and catchy popular air.

The advance sale of seats is an illustration of the popularity of this play. There will be a performance to-night, and Wednesday afternoon, and the engagement closes with Wednesday night's performance.

COLUMBIA.

The opening night of the second week of "The Telephone Girl" at the Columbia Theater last night was a decided success even in the face of the numerous other attractions in Oakland. The musical comedy as staged at the Columbia is indeed entertaining and deserving of the support of the amusement seekers of this city. Sam Shuman as Hane Nix is all that could be asked and his clever work has made him extremely popular with the patrons of the tenth street play house.

Sybil Page, Oakland's favorite singer, is making her farewell appearance to a local audience this week and her many friends are nightly in attendance to show their approval of her efforts. Ben T. Dillon is also making his last appearance here for a long time to come. Dillon has made a hit in Oakland such as few actors have. Next Monday night the Columbia management will put on their own stock company headed by Will Walling in "Jim the Westerner," a strong play. The entire company will be an exceptionally strong one.

NOVELTY.

The performance at this popular play house was well attended last night and all were well pleased with the bill that was rendered. Hypnotist Sven-gala is playing a return engagement and his hypnotic exhibition is both amusing and instructive, while his control of mind in his performance of telepathy is marvelous.

George Delmas, billed as a spectacular gymnast, a revelation, and comedian Billy Morton is back again to make the audience laugh.

Next come the Masses the jugglers who juggle anything and everything. Masse stands on one side of the stage and throws plates as fast as he can while Miss Masse catches and stacks them equally as fast as the act is well termed "Frolics in a Dining Room."

Miss Maude Williams, late of the Kolb & Dill Company, is a single comedienne of rare talent and her rich voice penetrates to all parts of the theater. Motion pictures complete the performance.

Hay's Hair Health

Never Fails to RESTORE GRAY HAIR to its NATURAL COLOR.

No matter how long it has been gray or faded. Promotes a luxuriant growth of healthy hair. Stops its falling out, and positively removes Dandruff. Keeps hair soft and glossy. Is not a dye. Guaranteed perfectly pure.

Phil Hay, San Francisco, N. J. Owl Drug Co.'s three stores

The Tonic Quality of Giersberger Wines

is known to all users of wines who demand the very best.

These wines have won medals even in wine-connoisseur France.

THE THEO. GIER WINE CO.
Main office—1225-1227 Broadway, Tel. 123 Oakland
Branch—315 Washington St., Tel. 10 Oakland
Colors—513-515 14th st., Oak
Vineyards: Livermore, Napa, St. Helena, Cal.

Have you noticed the rich brown color of my Cocoa? It means superior strength.

Ghirardelli

GOOD NEWS

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"Good news travels fast," and the thousands of bad back sufferers in Oakland are glad to learn that prompt relief is within their reach. Many a lame back and aching back is no more, thanks to Doan's Kidney Pills. Our citizens are telling the good news of their experience with the Old Quaker Remedy. Here is an example worth reading:

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For sale by all dealers. Price 50 cents. Foster-McBum Co., Buffalo, New York, sole agents for the United States. Remember the name—Doan's—and take no other.

AMUSEMENTS.

OAKLAND

Macdonough Theater
Chas. P. Hall, Prop. and Manager.
Phone Oakland 87.
Commencing Monday, September 23, Three Nights and Wednesday Matinee.

MR. HENRY W. SAVAGE
Offers his newest and brightest review of the Flax-Landers Melodrama Concert.

The Prince of Pilsen
WORLD OF PRETTY GIRLS.
"The Prince of Pilsen" in Zimzand.
Matinee, 2:30 to 4:30. Night, 8:00 to 10:00.
SEAT SALE OPEN FOR ALL.

Columbia Theater
Keating & Flood, Props. and Mgrs.
1010 10th St., Near Broadway.
Phone Oakland 3062 and Home A1535.

Week of September 23.
Last Week of the Columbia Musical Comedy Company in the

The Telephone Girl
Commencing Monday



MURINE EYE REMEDY.
Murine Eye Lotion Refreshes, Cleanses, and Strengthens the Eye. It Stimulates the Circulation of the Blood Supply which nourishes the Eye and restores a Healthy Tone to Eyes Enfeebled by Exposure to Strong Winds, Dust and Irritation. Murine Relieves Redness, Swelling and Irritation of the Eyes. Murine is Composed in the Laboratory of the Murine Eye Remedy Co., Chicago, by Doctors who have tried it for years in a Successful Private Practice and is Safe and Pleasant to the Application to the most Sensitive Eye, and to the Eye of a Nursing Infant. Murine is a Reliable Relief for all Eyes that need Care. Druggists and Opticians sell it at 50c per bottle. These Remedies are also prepared in larger packages for Physicians' and Hospital use, and are Standard Eye Remedy Quality. I am a Patient of Dr. J. H. G. Eye Care, a Book sent with Valuable Information. Free for the asking.

Skill, Science and Experience

Are required to fit glasses correctly. We have these and have fitted hundreds who were unable to obtain satisfactory glasses elsewhere. Call and let us examine your eyes if they trouble you.

Chas. H. Wood
OPTICIAN

1153 Washington St., Oakland.
Cal Sign - The Winking Eye

Zinco and half-tone cuts made at TRIBUNE office.

PROPOSED ELECTRIC ROAD TO ANTIOCH IS ENDORSED

Officials and Citizens in Conference Make Plans, and Will Aid in Securing the Line.

There was a conference of officials, representative citizens and representatives of the commercial bodies of both Alameda and Contra Costa counties yesterday in the rooms of the Nile club for the purpose of discussing the encouragement of an electric road from Antioch in Contra Costa county to this city.

The matter was considered in an informal manner and, at the conclusion of the discussion, the projectors of the enterprise were recommended to secure endorsement by the commercial bodies of Alameda, Berkeley and Oakland and then the supervisors of this county would do all in their power, for the purpose of helping along the enterprise. The same conclusion was arrived at in the matter of building the Mt. Diablo boulevard.

This meeting was the result of a conference which was held in Walnut Creek a few days ago when the matter was also under consideration.

AT WALNUT CREEK.
The gathering was called to order by Supervisor Mitchell, who stated that the Supervisors of this county had been called to Walnut Creek for the purpose of consulting with the Supervisors of Contra Costa county, and also with residents of that county regarding the loan of the part of the tunnel owned by Alameda county, for the operation of an electric line between this city and Antioch. It had been stated in that conference, that the use of the tunnel would be required no longer than was necessary for the projectors of the proposed line to build a tunnel of their own. The same people had also stated that they would put a guard at each end of the tunnel for the purpose of preventing accidents and they would also light the big bore so as to make things as agreeable as possible for those who were required to use it either by day or night. Supervisor Mitchell also stated that the projectors offered to comply with any other reasonable condition which might be imposed. Further, that the Supervisors of this county could take no action in the matter unless the project and the use of the tunnel as requested were endorsed by the commercial bodies of this city and county.

THOSE PRESENT.
At the conference there were present, from Contra Costa county, Supervisors

Harrison and Trythall; County Clerk Rogers, Sheriff Venable, W. A. Rogers of Walnut Creek and J. Harkness of Walnut Creek.

From Alameda county there were in attendance Supervisors Mitchell, Rowe and Bridger, Mayor Frank K. Mott, Charles S. Smith, of the Security Bank and Trust company; Frank A. Leach Jr., representing the Oakland Chamber of Commerce and S. N. Wyckoff, representing the Berkeley Chamber of Commerce.

Mayor Mott was pleased to say that there was a great deal to be said in favor of the undertaking from the standpoint of the development of the counties referred to, as also the cities and the towns in the country through which the proposed line would pass.

He stated that in his official capacity, he could do nothing, but, at the same time, he advised that the endorsement of the city council of Oakland be secured in favor of the enterprise.

ANOTHER SUGGESTION.
Charles Smith of the Security Bank and Trust company suggested that it might be advisable, at the same time, to secure the endorsement of the Oakland Clearing House.

At the request of Supervisor Mitchell, Mr. Smith said he would bring the matter to the attention of that body at its next meeting.

It was then decided that the endorsement of the commercial bodies of this county be secured and when that had been accomplished, the official bodies of the several cities and towns in this county would take action.

MT. DIABLO BOULEVARD.
Supervisor Trythall of Contra Costa county then brought up the matter of endorsing the building a boulevard up Mt. Diablo. In reply to this proposition both Supervisors Rowe and Mitchell of this county suggested that the Supervisors of Contra Costa county send a communication to the Supervisors of this county setting forth how much money would be required for the building of such a road. The local board would then take official action, and the speakers said that they had no doubt that men could be found in Alameda county who would subscribe to such a fund and that men could also be found who would circulate petitions for

WANT J. MOSS LAND FOR PARK

Council Discusses Purchasing Property Near Fabiola Hospital for \$55,000.

A move was made at the meeting of the City Council last night at the instance of Councilman Pendleton, with a view to securing for park purposes, the J. Mora Moss property on Broadway, nearly opposite Fabiola Hospital. Pendleton was appointed a committee to look into the matter and report to the Council at the earliest moment possible.

Pendleton showed that the property in question belongs to an estate which is in probate. The site has been ordered sold by the Superior Court, but only one bid has thus far been received for it.

THINKS BID TOO LOW.
Professor Wilkinson is one of the exponents. The bid he has received for the property is \$53,000. He is unwilling to accept the same and would prefer that the property should get into the possession of the city to be used as a park. The professor, it is understood, would be willing to sell the property to the city for \$55,000.

The sale of the tract was set for next Friday, but it is probable that the final disposition of the land will be deferred until the city government shall have had an opportunity of taking action.

INTRODUCE ORDINANCE FOR FIRE WARDEN

An ordinance was introduced by Councilman Pendleton at the special meeting of the City Council last night calling for the appointment of the chief of the fire department as fire warden with salary, his deputies to be appointed and paid by the Board of Fire Underwriters. Councilman Pendleton said that this plan was in use in all of the big cities of the country and that the suggestion which had been made by the underwriters was a recognition of the growth of Oakland. The arrangement, he declared, would lessen the hazards and in turn would lower the rates of insurance.

The draft of the proposed ordinance was filed with the clerk for its introduction at the next regular meeting.

Other speakers showed that the building of the proposed electric line and boulevard would be a great benefit to this part of the State, and particularly to Oakland.

SEWER BIDS ARE OPENED

Contract Let and Bid for Macadamizing Strip of Street Held Up.

At a special meeting of the City Council last night, at which there were present Councilmen Aitken, Burns, Ellsworth, Everhart, Meese, Pendleton and President Elliot, bids for the sewerage of Second street from Jackson to Madison street were opened.

The contract was awarded to Louis Lelina & Co.

The contract for the grading, curbing and macadamizing Twenty-first avenue

from the southern line of East Seventeenth street to the southern line of East Twenty-first street was referred to the Street Committee. The lowest bidder was the Hutchinson Company, but a protest against the awarding of the contract was filed by J. H. Griswold and several others, who claimed that the bid of the company was excessive.

A request was made that the matter be laid over for thirty days in order that new bids may be received.

The matter was referred to the Street Committee until next Monday night.

CONTRACT AWARDED.

The contract for the grading, curbing and guttering of the northern half of Second street from Jackson to Washington streets was awarded to the Piedmont Paving Company.

An ordinance was read a second time and passed to print, establishing three new funds, namely, park acquisition fund, a park bond redemption fund, and a park bond interest fund.

A doctor tells a patient to put his tongue out and expects his wife to keep her tongue in.

IF YOU HAVE A Leaky Roof

WE HAVE A Life Saver for It

No matter what kind of roof—felt, canvas, metal or shingle, old or new. No matter what its condition, GRAMITITE paint will cure it. For sale by

James Cahill & Co.

Agents,
408 12th St., Oakland, Cal.

CANDY ENDORSEMENT

"I never think of buying any other than Lehnardt's Candies,"—remarked a lady in

this store yesterday—and her remarks backed up her superior judgment—She knew a pure quality of candy by the taste of the kind we make, and right here in Oakland, too. All sorts of delicious ices for all sorts of occasions at

Lehnardt's

A CONVENIENTLY LOCATED CANDY STORE.

BROADWAY
Between 13th and 14th

2 for 1 Double Vote Offer 2 for 1

The Tribune's Great \$10,000 PRIZE CONTEST

BARGAIN DAYS Began Sunday, September 22 End Saturday, September 28

During the above period the following scale of votes will be issued on all old and new paid-in-advance subscriptions:

3 months, \$1.95	- 200 extra votes	6 months, \$3.90	- 600 extra votes
1 year, \$7.80	- 2000 extra votes	2 years \$15.60	- 6000 extra votes
3 years \$23.40	- - - 10,000 extra votes		

Six hundred votes are also issued on a classified advertisement coupon book, which contains coupons worth \$2.50, but sells for only \$2.00.

Help Your Friend

Date _____ 1907

Contest Department, Oakland Tribune:

Please find enclosed \$ _____ to pay for The Oakland Tribune from _____ to _____

Credit the votes to which I am entitled to

Candidate _____

Address _____ Most Popular _____

Name of Subscriber _____

Address _____ New or Old Subscriber? _____

The Success of "Bargain Week" in the last contest in helping contestants to cash promises of subscriptions to be given them by their friends has led to the renewal of the offer in this contest.

Candidates and their friends should secure as many subscriptions as possible during "Bargain Week," as positively at no time during the contest will any better offer or inducement be made.

Get Busy—Only Six Bargain Days!

BUCK FRANCK'S PRAISES THE OMAHA MANAGEMENT

Says That Rourke of Omaha Is the Best Man for Whom He Has Ever Toiled.

BY T. P. MAGILLIGAN.

Buck Franck, the Oakland boy who captained the Omaha team of the Western League into the pennant of that organization, returned to this city last Saturday night and was around the sporting Riato yesterday.

Mr. Franck was greatly pleased with the treatment accorded him by Mr. Rourke, who owns the Omaha franchise. "Some say that Rourke is a crab," said Franck, "but I found him the best man in the world to work for."

"He gave me a free hand, and allowed me to run the club without any interference. If I wanted to buy a player he came through with the money, and there was nothing squeamish about him. I am going through the brass to look for some recruits for next year's team, and I see any available players around the State League I am going to sign them."

"At the close of the season, Mr. Rourke gave me a handsome bonus for winning the pennant for him. Omaha is a great town and I am going back there next season. I will captain the team again, and I hope to land another pennant for Mr. Rourke. He is the best man for whom I ever worked, and I intend to do all I can for him to make his team a success."

Franck will live here all this winter. He declared that he might play a few games with one of the State League teams in order to get a line on the talent in Frank Herman's organization.

The pennant race in the American League continues to be a tobacco affair. Up Detroit will Hughey Jennings, one of the owners of the sport house, and the other men, while in Chicago Fielder Jones hope to bring the burning to the White City.

Connie Mack in Philadelphia, has the upper hand at present, and with the best pitching staff that he has at his command he hopes to win the pennant. Just who will win is a difficult problem to solve at the present time. Philadelphia seems to be the team to beat, and Hughey Jennings declares that he has the team with which to beat them.

Jennings has in Mullin and "Wild Bill" Donovan a brace of slammers that are hard to beat.

Both are crack pitchers. Besides being a good pitcher Mullin is a very nifty hitter, and when he is in the box he adds great strength to the batting order.

Waddell and Connie Mack's team manager has been pitching great baseball this season. He is a tall, thin fellow but has a world of speed, and is probably the meanest pitcher in the world to bat against.

Bender may not try to hit men, but he is a fast runner, and he injures more ball players than any other pitcher in the big rush.

The writer has seen the Indian deliberately aim at the batsman and he has seen him hit and severely hurt more than once.

One day in St. Louis the writer saw Bender break two of Wallace's ribs with a pitched ball. He had Bobby Duncanson declare the game, and when the ball had landed on Bobby's side, Wallace was out of the game for a month as a result of that.

Under the circumstances, it is not surprising that Bender was so successful in his hitting. He was a man who was born to baseball. He was the greatest fielder in the game ever seen, and his every motion at the bat was a "living" picture.

One of the fastest men the game has ever known, Bender was a great runner. He was a man who was born to baseball. He was the greatest fielder in the game ever seen, and his every motion at the bat was a "living" picture.

Stanford to Play The Barbarians

STANFORD UNIVERSITY, Sept. 24.—A game was arranged between the Stanford team and the Barbarians for next Saturday. Several of the Barbarians were at the campus yesterday and Coach Pressman, Manager Knapp and Captain Koerser entertained them.

The visitors were shown the new turf field and expressed their admiration of the improvement.

Inter-Class Lads Play Game Today

STANFORD, Sept. 24.—The first inter-class game between the freshmen and sophomores will be played at Stanford this afternoon. The contest promises to be a very interesting one as the freshmen are beginning to show considerable skill at the game. There is great class feeling in the game and it is expected that there will be quite a turn out to see the contest.

Reliance Nine Beats Livermore

The baseball team of the Reliance Athletic Club journeyed to Livermore last Sunday and defeated the team representing that town by the score of 4 to 2. The game was very interesting from the start to the finish being full of sensational plays and good batting.

Next Sunday afternoon at Stage the Reliance team will meet the Dupont Powder Works team for the second time, the last game being won by the club boys in 14 innings by the score of 4 to 2.

TWIN SULLIVAN IS INSTALLED THE FAVORITE OVER BOSTHER BILL SQUIRES



JACK TWIN SULLIVAN, WHO WILL BE ATTRACTION AT OCEAN VIEW SATURDAY

Sullivan Shows Up Better In His Training--Squires Learning American Way of Boxing--Ketchel Sought After By Many Good Fighters.

By EDDIE SMITH.

Jack (Twin) Sullivan took a decided lead as the first choice in the betting last evening and the night before. The betting is given out at the present time as 10 to 5 with the bald champion as the long end.

The bettors who wager the big money are the ones who are backing the Boston fighter, while the men who make the small bets of five and ten dollars are backing the Antipodian.

That the Sullivan twin will become a more decided first choice there seems not the slightest doubt, for the clever manner in which he is handling his sparring partners and the good condition he is showing into has impressed the fans noticeably.

Squires has not made the impression in his training with Denver Ed Martin that he did when boxing with lighter men, when training for the Burns fight. Like Sullivan, the Australian is anything but a show boxer and the big training camp at the beach with the Sullivan twin has been a real trial in keeping away from the swings and lunges of his stronger opponent.

Squires would soon wear the big colored man down, however, and in a contest would have little trouble in putting the colored man away.

That the boxing with Martin has done Squires a deal of good though, no one will deny, for he is now assuming a position when boxing that protects his jaw more than he did before and his boxing section at \$5 and \$3 and the bleachers at \$2.

The Misson street arena is an ideal place to witness a contest and the attendance will be big if the day is a fine one. The reason for this big attendance is the fact that Squires has become a mystery to the fans and they are anxious to see him in a fight where they feel reasonably sure that he will not be put away in short order.

At the present time, Young Ketchel is the most talked-of fighter on the coast, and if he is not soon matched it will be no fault of the matchmakers.

Mike (Twin) Sullivan, is the latest to want a chance at Ketchel and says he would like to meet him for the welterweight championship. Very well spoken, Mike, but both yourself and Ketchel had better get the welterweight title before talking of fighting for it.

Joe Thomas is also on the trail of Ketchel but both are stubbornly holding out for their favored weight.

The match between Gans and Ketchel is as good as off for the reason that Montana man is unable to make a weight suitable to the champion and Gans has sent word to Coffroth that if Ketchel will fight Young Peter Jackson he will give him a good side bet.

Thomas is also wanted by Jackson and it is said that Harry Pollock will offer the men a match at Goldfield. Mike (Twin) Sullivan and Ketchel now look to be the probable match for San Francisco.

Lovena C., chestnut gelding by Ravels-ton-Torrida; chestnut gelding by Haywood-Duesse; chestnut filly by Conard-Phyllis; chestnut filly by Ravels-ton-Captivate.

The following horses arrived from Seattle yesterday:

J. Snett-Fluunt, Mandator, Chancellor Wellsworth.

Mechant-Geo Kilborne, Lugano.

Maple Stable-St. Francis, Miss Rillie, Galveston, Sam McGibbens.

B. Schreiber-Dick Walsh, Rosy.

M. J. Hayes-Johnnie Lyons, Kermitt.

Memorie, Star of Texas, Lover Mary.

A. J. Jackson-Joe Coyne, Pickaway, Storma, Calmar, Fern L., Croix d'Or (dead off sick).

William Cain-Convent Bell, Forest Rose, Queen Alamo, Colubrit, Portella.

D. S. Fountain-Beechwood.

T. H. Williams-Talentosa, Rosal.

W. P. Fine-Glorio, Slightly, Galves.

Official-The press stand at Williams Park is being enlarged. Another wise move on the part of New California Jockey Club.

Owner and Trainer Frisco Hoag is going to take a few weeks of much needed rest.

Owing to the scarcity of cars the stable of Applegate & Cotton is still quartered at the Meadows.

Daggle Smith has sold Tawassantha to B. J. Curtis of San Francisco. The black mare will be turned over to Trainer Palmroy.

Owner and Trainer Oswald Blatch has taken up the following yearlings and will get them ready to race by Jan. 1: Bay gelding by Imp. St. Avonius.

The rowing race for ladies was won by Miss Hanken with Miss Spay second and Miss Bessie Vailleur third. Miss Vailleur should have won the race, but she met with considerable interference. The water polo match was won by the Dutch team, and their team won an inter-class game by the score of 2 to 1. Numerous other features served to fill out a good day's sport.

PHILADELPHIA, Sept. 24.—John Mees, a local lightweight boxer, known to the profession as "Young" Mees, died here last night from the effects of a blow received in a ring contest with Ned Dover last Saturday night. The police arrested Dover and John Feeney, the promoter of the contest last night.

MANY ATHLETES TO TAKE PART IN BIG FIELD DAY

Entries Have Been Received From Six Schools to Compete at Berkeley Next Saturday.

SAN FRANCISCO, Sept. 24.—Entries for the twelfth semi-annual field day under the auspices of the San Francisco Athletic League to be held at Berkeley on the University of California grounds, composed of the various schools of the city and the entries received from the various colleges numbered 128.

The graduation of several state who figured in the last meet is one of the features of the development of some new talent. The following are the entries:

Forty yard dash—First heat: H. Schell (S. M. A.), Roca (P. H. S.), Toller (C. S. M. A.), Caldwell (C. P. C.), second heat: Ashby (C. P. C.), McHenry (S. M. H.), Daniels (C. P. C.), Rector (C. S. M. A.).

One hundred yard dash—First heat: Hupp (C. S. M. A.), Daniels (C. P. C.), Conkling (H. S. S.), Gordon (P. H. S.), Holt (H. S. S.), second heat: Fred (H. S. S.), Howe (C. P. C.), Lester (P. H. S.), Butler (C. P. C.), Roca (H. S. S.).

Two hundred and twenty yard dash—First heat: Hupp (C. S. M. A.), Roca (H. S. S.), second heat: Caldwell (C. P. C.), Toller (C. S. M. A.), McHenry (S. M. H.), Daniels (C. P. C.), Rector (C. S. M. A.), Conkling (H. S. S.), Gordon (P. H. S.), Holt (H. S. S.), second heat: Fred (H. S. S.), Howe (C. P. C.), Lester (P. H. S.), Butler (C. P. C.), Roca (H. S. S.).

Four hundred and forty yard dash—Pallila, North (C. S. M. A.), Rhoads, Wynne (C. P. C.), Fox (W. S. I. A.), Rhoads, Wynne (C. P. C.).

Eight hundred and eighty yard dash—H. S. S. (H. S. S.), second heat: Ashby (C. P. C.), McHenry (S. M. H.), Daniels (C. P. C.), Rector (C. S. M. A.), Conkling (H. S. S.), Gordon (P. H. S.), Holt (H. S. S.), second heat: Fred (H. S. S.), Howe (C. P. C.), Lester (P. H. S.), Butler (C. P. C.), Roca (H. S. S.).

One thousand and twenty yard dash—Hupp (C. S. M. A.), Daniels (C. P. C.), Conkling (H. S. S.), Gordon (P. H. S.), Holt (H. S. S.), second heat: Fred (H. S. S.), Howe (C. P. C.), Lester (P. H. S.), Butler (C. P. C.), Roca (H. S. S.).

Two thousand and forty yard dash—Hupp (C. S. M. A.), Daniels (C. P. C.), Conkling (H. S. S.), Gordon (P. H. S.), Holt (H. S. S.), second heat: Fred (H. S. S.), Howe (C. P. C.), Lester (P. H. S.), Butler (C. P. C.), Roca (H. S. S.).

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REAL ESTATE

A. J. SNYDER
REAL ESTATE
BROKER AND

**BROKER AND
DEALER**

901 Broadway, cor. 8th St
OAKLAND 221. HOME A 2224.

\$800—Good residence lot on 63rd st., W
162.
\$1850—Splendid lot for flats on 25th st.
\$1750—Southwest corner on Magnolia, ne
25th St. \$1850.
\$2800—Choice place for a builder on 58
st., near Baker; 200x165. Only \$
per foot.
\$3200—Northeast corner of 22nd and Wes

694-X11, just the place for four flat
 only \$25 per ft. and on the cor-
 ner 14th and 15th. Work all day
 excellent opportunity for a builda
 one-half cash.
 \$2500—Beautiful Piedmont Vista home
 site 100x150. Close to the car lin
 and beautifully surrounded.
 \$75 per ft.—824-X13, at the northwest
 corner of 35th and Racine sts.; it
 will sell corner at \$30 per ft.

HOMES

\$2000—This Chestnut street home is th
 cheapest close-in home to be ha
 6 rooms and bath; lot 26-6x125.
 \$2100—

\$4250—Oakland; close to trains and cars
8 rooms and bath, basement; oil
\$1500 cash.

\$3200—Splendid corner cottage in East
Oakland, 6 R. and B., lot 42x120, close
to station of S. P.

\$3650—Spheredale, 5 rooms and
bath on Chestnut st.; lot 35x13
near Key Route and car line.

\$4150—Good modern house, excellent
location on Broadway, 5 rooms and
bath, well rented; more
price of \$1500 can remain.

\$400—See this bargain on Chestnut at
Key Route, 4 rooms and bath, lot
42x100, R. and B. easily worth \$3500.

\$4500—A splendid modern house of
6 rooms and bath, basement, large
porch, garden, etc.

venient to Key Route station, with
in walking distance of town; 40x100
\$5250—New 3 1/2 bath, 1 1/2 car garage
outings; on West st. near 16th
5x11 1/2; 6 rooms and bath; special
Road
\$5250—New corner lot 40x100; new house.
R. and B.; close to Telegraph av
cars and Key Route line; mortgag
\$4800—Nice new 2 1/2 bath, in Santa F
Tract, near 5th and Grove sts.
R. and B.; lot 10x10.
\$5700—New 3 1/2 bath, 1 1/2 car, on 30th at
splendid modern home of 7 room
and bath; an especially attracti
offering; for this month only
\$6800—Only 3 1/2 bath, 1 1/2 car, on
OL Adeline at near 16th; 7 room

and bath; barn, driveway; lot 36x154
special offering.
\$7090—Telegraph ave., south of 37th st
at home of 7 rooms and bath; only
years old; strictly modern and up to
date in every respect. Easy walking
distance to the Key Route station
lot 32:6x110.

FLATS & INVESTMENT!

\$3500—West st., near 7th: 20x75; 7 room
and bath; under lease at \$30 p/4
month, not including water; \$106
can terminate.
\$4090—Here is a snap near the Wood m
Beh. Line; 47x115, good 8 room

and bath, hair and well; \$106
mortgage can remain
\$5,000—A good investment; on 74
ft. near Alice; good 8-room cot
tage, can be raised and stores below
rent
\$5,000—Good business corner on Shattuck
ave. near junction of Telegraph
ave. now paying \$600 a year. This is a
\$8250—A good apt. building on
ave. and G. ave. 2 new flats, 4 and 1
rooms and bath, rented for \$65 pe
month; kitchen, refrigerator, gas, fu
niture, curtains and stoves in
lower flat; only one-half cash re
quired.
\$12,500—Special Adelphi st. station busi
ness property, 15x19; 3 cottages and
3 flats; now paying \$1458 per annum
\$16,000—A good investment; on 74

\$17,500.—Buy on Telegraph ave. and res assured of a safe investment; this corner best for a safe investment; routes; store and flats now paying \$1500 per annum.

\$12,000.—Buy on business corner of Berkeley, 60x91, opposite new town hall soon to be erected; an opportunity for a good margin here.

\$24,000.—Buy on 12th and Franklin ave. investment that is new and good

paying big interest on \$30,000; store
and 35 rooms can be made to pa
more.

A. J. SNYDER
Real Estate Broker
and Dealer
901 Broadway, Cor. 8th St

FOR SALE cheap—Large lot, 41x101x25
on Putnam and Brandon sts., Fruitvale
tract, 10 lots, 100 ft. wide, 100 ft. deep.

FOR SALE—1 lots, 40x132, on east side of Jean st, 240 ft. north of Sunia Clara ave., Linda Vista, Terrance, price \$1200 cash or terms. Apply at 45 Macdonough Bldg.; phone Oakland 7943.

th Street, Oakland
328 and Home A3328

EIGHTHS RESIDENCE
ms; hardwood floors, furnace; beautiful
rgan; homes. Convenient to cars, and less
ate depot.

N' ACREAGE
ner Fruitvale; on one of the best roads in

Route Extension will go near this property.
Double your money.

RUITVALE HOME
5 bedrooms; artistic mantels, tapestry paner
70x134; 2 beds could be sold off the rear.
seen to be appreciated.

TE-BABY TERMS.
Age: let 40x500; in choice location between
Route station; no better location in Oak-
h

DEET RESIDENCE.
Key Route station; this side of 40th-st.;

LAFF AVENUE CORNER.
 Year; 6-room flat above; small rented build-
 150 month; owner going away.

RIDE TO BROADWAY.
 130; convenient to locals and car lines; on
 6557.

HOME SITE
 lot 100; on west side of street; ad-
 100; in Oakland. Five minutes' ride

N COTTAGE.
 cottage; 2 years old; gas, manit.; base-
 station; within 4 blocks of San Pablo ave.

DEEP LOT.
fruit trees; buy now, before the prices

Real Estate Co.
th Street, Oakland

OAKLAND HARBOR NEWS

Star Excelsior, 65 tons. Erickson, from
Portland: 177 at 11 lumber.
Star Hoquiam, 440 tons. Robertson, from
San Francisco; 1400 lumber.

SAHRED.

Adams Wharf.

Star Mudgett, left September 24.
Star Hagwood, left September 24.
Star Brooklyn, left September 24.
Star Vancouver, left September 24.
Star Ravilla, left September 24.
Star Astoria, left September 24.
Star Oakland, left September 24.
Star Pauline, left September 24.
Star Ravilla, left September 24.
Star South Coast, left September 24.
Star Seattle River, left September 24.

At length Robinson asked Garner for a loan of \$2 which he duly received and at the same time got a glimpse of another \$5 which Garner had in his pocket. When opportunity offered he put his hand in his pocket and took out the \$5 and made off up the street. He was pursued by Garner, who summoned

Robinson, who claims to live at 150
Steiner street, and charged him with

Robinson was talking to Frank Garner in front of a saloon at 475 Pacific street and the two men became quite friendly.

BIRTHS, MARRIAGES

LICENSED TO WED.
The following marriage licenses have been

William J. de Gloria, 18, Oakland, and
Maude E. Lowe, 19, Fruitvale.
Raymond Brown, 22, and Emily Phillips, 18,
both of Oakland.
Frank A. Smith, 30, San Francisco, and
Maude A. Wilson, 24, Oakland.

BORN.

LITTLE - In Berkeley, September 19, 1890
to the wife of George Willis Little, a daughter

DIED.
BURGE--At Alameda County Infirmary. September 28, 1907. Susan Burge, a native Ireland, aged 85 years.
COOK--At Alameda County Infirmary. Se

BURGE—At Alameda County Infirmary, September 28, 1907. Susan Burge, a native Ireland, aged 85 years.

COOK—At Alameda County Infirmary, September 28, 1907. Cook, a native of Iowa, aged 45 years.

HAUTMAN—In this city, September 28, 1907. Henry Edward Hartman, infant son of Fred

Your account, subject to
is cordially solicited.

Your account, subject to
 is cordially solicited.

UNION NATIONAL
 OAKLAND, CAL.

United States Dep
 Capital \$180,000. Surplus & Pr

Your La

Boston	...\$109.50	Chicago	...
New York	...\$108.50	St. Louis	...
Baltimore	...\$107.00	St. Paul	...
Philadelphia	...\$107.50	Minneapolis	...
Washington	...\$107.00	Duluth	...

Sale dates September 30, Octob
Tickets honored in Pullman or tu
Long time limits.

Tickets honored in Pullman or tu
Long time limits.
Liberal stopover privileges.
Diverse Routings and other desir
Call or write.

Southern Pa

W. F. HOLTON,
C. P. & T. Agt.
One block East of Broadway.
Phone Oakland

HOT LIPS

HOT W

1

BY
A GAS WATER HEAT
TO THE KITCHEN BO

OAKLAND C

HEAT

CLAY AND THIN

Age Group	Total	Female	Male	Non-Hispanic	Hispanic
18-24	100%	100%	100%	100%	100%
25-34	100%	100%	100%	100%	100%
35-44	100%	100%	100%	100%	100%
45-54	100%	100%	100%	100%	100%
55-64	100%	100%	100%	100%	100%
65+	100%	100%	100%	100%	100%

STOLEN FIRST PRIZE.
There was stolen from the penmanship exhibit of the Heald-Dixon Business College at Idora Park last night the blue ribbon of first prize recently awarded at the State Fair at Sacramento. It is difficult to surmise the motive of the taker but if he will send it back a reward of \$2 will be paid and no questions asked.

INSURANCE MEN TO MEET.
The local board of insurance agents, including a number of representative agents from San Francisco, is to hold a meeting tomorrow, Wednesday evening, at 8 o'clock, at the office of I. H. Clay, 405 Tenth street. All insurance men are welcome to attend.

**HOTEL MEN
CALL EXPERTS**
Owners of Claremont seek to
Prove Feasibility of Com-
promise Road.

Mrs. Maria V. Ballard is having difficulties in securing what she considers a practical and comfortable easement to her property lying behind the grounds of the Claremont Hotel in Berkeley. Yesterday in Judge Meworth's court, the hotel men massed a group of experts to endorse the feasibility of their "compromise road."

Mrs. Ballard, in turn, was supported by Ross Morgan, a civil engineer, and Professor A. C. Lawson of the University, who declared the hotel road impracticable. Mrs. Ballard sold the property now occupied by the Claremont Hotel, with the understanding that she was to have a roadway through the grounds, which would be satisfactory to her. She now claims that the hotel management is falsifying upon a rocky and precipitous right-of-way her property and demands either a change or an adequate reimbursement.

**COTTON CONSUMPTION
SLIGHTLY INCREASES**
WASHINGTON, Sept. 24.—The census bureau reports that for the year ending August 31, last, 4,296,728 running bales of cotton were taken by all American manufacturers, compared with 4,230,590 for last year, and 4,997,021 bales consumed compared with 4,998,478 bales last year. The stock at the close of the year was 336,273 bales compared with 336,812 last year. Active cotton spindles numbered 28,242,407 compared with 28,250,098 last year.

REPORT IN DETAIL.
The report says: "The statistics of cotton taken, consumed and of stocks are for all establishments using raw cotton, including cotton mills, woolen mills, hosiery and knickerbocker establishments, those engaged in the manufacture of mattresses and the like. Statistics of active cotton consuming spindles include those which consumed cotton only during the year and do not include those which consumed cotton mixed with other fibres. The total of cotton consumed in 1907 includes foreign cotton amounting to 6018 bales taken and 6213 bales consumed by manufacturers in the cotton growing States, and 110,248 bales taken and 103,354 bales consumed by manufacturers in all other States."

**BUCK FREEMAN
IN GREAT FORM**
Jerry Freeman, who was known to the Oakland fans as Frank Freeman, made a great record last year with the Minneapolis team of the American association. The following clipping from a Minneapolis paper gives his record: Jerry Freeman made a great record in the 1907 American association. He played in every game and did not miss an inning in the 153 games played by the Millers.

When Freeman first came to the Millers in 1904 he had a broken ankle that kept him out of it most of the year. He played 79 games and had a fielding average of .885 and a batting average of .238.

In 1905 the bad ankle bothered him a great deal, but he played in 137 games, hitting .262 and fielding .881. In 1906 he started off in great style, but in a practice game before the season opened broke his arm. He was out of it a long time and finally got back in time to play 101 games, fielding .977 and batting .231. This year he started off to do or die and played in every game and every inning, a remarkable record for a professional player. His batting average, not counting the Sunday and Monday games, is .309.

The Millers will in part go in for a barnstorming trip around Chicago, playing the Jimmy Callagans and other independent teams. Most of the players have already barked for home.

**EXPECT TO REGULATE
TELEGRAPH COMPANIES**

NEW YORK, Sept. 24.—If the plans of the public service commission of this State carry that body, after the next session of the legislature, will have supervision over telephone and telegraph companies to about the same extent that it now has supervision over steam railways, gas and electric companies and common carriers generally.

Plans are on foot to bring the telephone and telegraph companies within the scope of public service act and these plans are said to have the sanction of Governor Hughes.

**SKATING RACES
BEGIN TONIGHT**

The first heat of the mile roller-skating championship will be run off tonight at the Coliseum. There are sixteen entries and the different names will be put in a hat and eight of them drawn out for the initial heat. The remainder will race on Thursday evening, and the final consisting of the three leaders in each heat, is set for decision on Friday.

Harley Davidson is the favorite for the event, as his wonderful record of fifty-seven heats out of fifty-eight races would indicate. Jones of San Jose and Stoutenberg are not without followers, while many favor the chances of the Oakland contingent.

**CHINESE IMMIGRANTS
INCENSE JAMAICANS**

KINGSTON, Jamaica, Sept. 24.—The influx of Chinese here is becoming a serious matter. The press is urging the government to take steps to prevent their landing here as being detrimental to local trades.

Kingston City Council has adopted a resolution calling on the government to amend the passport and immigration law so as to prohibit the entrance of undesirable foreigners. The resolution is aimed at the Chinese and Syrians, who, it is said, are over-running the island.

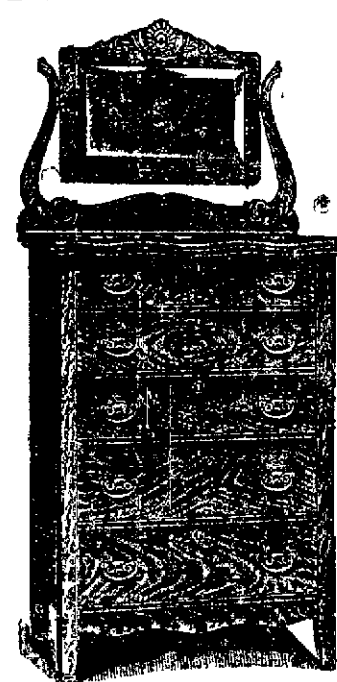
**CIVIL WAR VETERAN
COMMITTS SUICIDE**

CLEVELAND, O., Sept. 24.—C. H. Parish, of Wabash, Ind., who was colonel of the One Hundred and Third Indiana Volunteers in the Civil War and who was brevetted brigadier general for valiant service at the battle of Nashville, committed suicide in a lodging house here last night by taking morphine.

THE RED TAG SALE

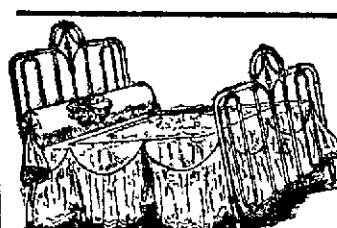
Four More Days

Then the greatest sale ever offered will be over, and you will have cheated yourself of a grand buying opportunity if you let it pass without taking advantage of the great bargains we are offering. Everything has the red tag with the reduced price, and the regular price is left on so you can see just how much you save on every article. This is the greatest opportunity to furnish complete, a home, hotel or apartment house, that will be offered this season. But remember, only 4 days more.



Solid Oak \$13.75 Net

A very handsome chiffonier, solid golden oak, with four large drawers and two small ones at top instead of one large. Base 31 inches wide. French plate mirror measures 12x20 inches. Regular value \$21.50, Red Tag price \$13.75.



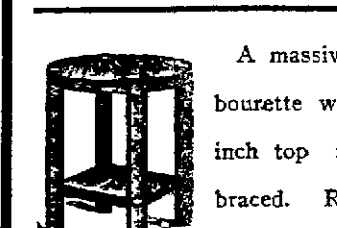
Red Tag Price \$9.35 Net

Full size finished green and white or cream with verna martin chairs. The extended posts insure rigidity. The design graceful. The center spindle at head and foot are of brass. A regular \$15.50 value. Red Tag price \$9.35 net.



\$46.50 Net

Quarter sawed oak early English finish buffet. One of our handsomest mission designs. Workmanship and finish the best. Top measures 22x48. French plate mirror 18x40 inches. Note the convenient arrangement of drawers, compartments, shelves, etc. Regular price \$72.50. Red Tag price \$46.50 net.



\$4.25 Net

A massive tabourette with 16 inch top rigidly braced. Regular \$7.50, special \$4.25 net.

Matting Special This Week

Special 22 1/2c yard, not laid

All regular stock of matting a good line of patterns. Regular from 35c to 50c per yard. Special Monday 22 1/2c yard net—not laid.

Big Reduction on all Carpets

Regular \$1.00 tapestry carpet; special .70c yard net
Regular \$1.30 velvet carpet; special \$1.00 yard net
Regular \$1.50 Axminster carpet; special \$1.20 yard net

What Number Coupon Did You Deposit?

1st Prize, Visitor No. 780, H. O. Erickson, 845 Isabella street, Oakland, will be awarded the \$500 lot.

2d Prize, Visitor No. 16,632, please report at once.

3d Prize, Visitor No. 22,808, M. E. Parr, 1157 East Twenty-seventh street, Fruitvale, will be awarded the chiffonier.

4th Prize, Visitor No. 22,413 please report at once.

5th Prize, Visitor No. 14,085, please report at once.

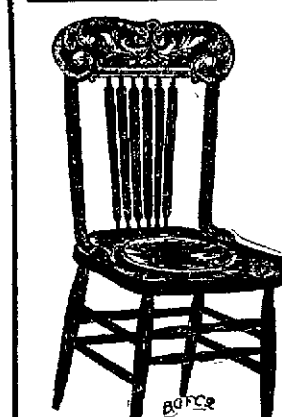
6th Prize, Visitor No. 10,382 Mrs. Joseph Parker, 613 Nineteenth street, will be awarded the McDougall kitchen cabinet.

7th Prize, Visitor No. 10,083, Mrs. W. W. Anderson, 461 Crescent street, will be awarded the weathered oak cellarette.

8th Prize, Visitor No. 247, please report at once.

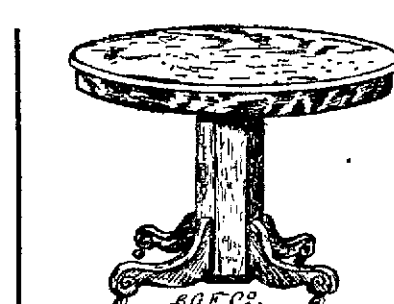
9th Prize, Visitor No. 34,730 please report at once.

The above numbers will be advertised for one week, which, after the expiration of such time, the next fortunate visitors' numbers will be advertised. If, after the expiration of the two weeks the prize winners do not report to claim prizes, the equivalent of the remaining prizes, in cash or furniture, will be donated to the charitable institutions of Oakland.



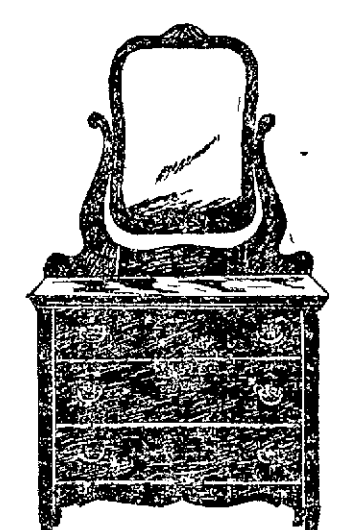
\$1.50 Net

A hard wood, dining chair finished golden with solid saddle seat. The back is high, closely filled and comfortable. The posts are rigidly braced. A dining well worth \$2.25. Red Tag price \$1.50 net.



\$10.50 Net

A pedestal dining table, finished golden or weathered, 44 ins. Round top extends to 6 ft. The octagon pedestal is gracefully footed. The table is graceful, rigid and a big value for \$18.50. Our Red Tag price for this week \$10.50 net.



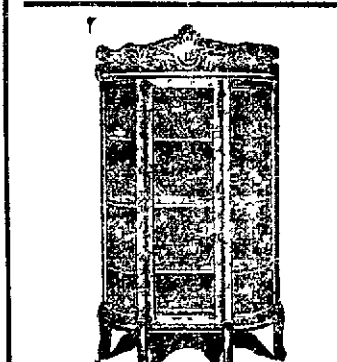
Red Tag Price \$10.40 Net

A pretty golden finished dresser of commodious size; base 36 inches wide; three large drawers; shaped mirror 18x24 inches; dresser well finished and excellent value at \$16.50. Red Tag price \$10.40 net.



Full Size \$18.65 Net

Good design, all hard wood full size folding bed, with high grade woven springs, supported by 12 rope cables, the front, which is solid oak panel, is uniquely trimmed; mirror measures 10x17 inches; a bed worth every cent of \$28.50. Opening sale Red Tag price, \$18.65 net.



China Closet \$17.75 Net

A high grade china closet, 32 inches wide at back; oval front of glass; four adjustable shelves; frame solid oak finished golden or weathered; plain top instead of fancy top; regular \$26.50; Red Tag price \$17.75 net.



\$6.60 Net

Corner chair, quarter sawed oak, weathered or golden. Elegantly finished. Regular \$10.50; special \$6.60 net.

TAFT & PENNOYER

An Underwear Suggestion

We Often Hear This Remark

"I wish I knew what kind of Underwear to buy, I have never been fully satisfied."

Merode (Hand-Finished) Underwear

will provide a speedy, pleasant and permanent solution—comfort and beauty, perfection of fit, broad selection of shapes and fabrics. Try any of the following qualities, you will regret not having known the "Merode" before.

- "Merode" Ladies' Vests and Pants, fine Maco and Sea Island cotton, in medium and heavy weights, each... \$1.00
- "Merode" Ladies' Vests and Pants, in white and gray, full weight and big value each... \$1.75
- "Merode" Ladies' Fine Silk and Cotton Mixed Vests and Pants, a splendid value, each... \$1.00
- "Merode" Ladies' Union Suits, in fine Merino, a mixture of wool and cotton, in both white and gray, suit... \$1.50
- "Merode" Ladies' Union Suits, of silk and cotton mixture, a very great value for the season, suit... \$2.00

FOR SALE AT
TAFT & PENNOYER'S
BROADWAY AT 14th ST.
OAKLAND

\$66.50 BEDROOM

Completely Furnished

For Which You Regularly Pay \$103

FURNISH THAT EMPTY BED ROOM NOW—RENT IT OUT—AND IT IS SOON PAID FOR.

Complete Outfit Consists of

- Heavy Enamelled Iron Bed, Reg... \$13.50
- Your choice of a large variety in green, blue or white, Very Best Wire and Hardwood Springs, Reg... \$6.50
- Full 5 inch Box Mattress, Best Ticking, Reg... \$12.00
- Two Soft Pillows, 22x24, Reg... \$4.00
- Genuine Brussels Rug, 5x12, Reg... \$22.50
- Soft 1/2 Sawed Oak Dresser, Reg... \$35.00
- Polished Oak Rocker, cabrio seat, Reg... \$4.50
- Heavy 1/4 Sawed Oak Table, 24x24, Reg... \$3.50
- Fancy Carved Chair, cane seat, Reg... \$1.75

ACTUAL PRICE PAID EVERY DAY... \$103.00

We make this sacrifice in profit to get you acquainted with our low prices in high grade furniture—we are confident that nowhere in town can you get such prices. We pay low rent and give you the benefit. This special sale ends tomorrow. See window display.

E. G. ARPS FURNITURE CO.
THE HOUSE FAMOUS FOR LOW PRICES.

512-514 Seventh St., bet. Washington and Clay

AT THE TOGGERY

\$25 Suits

Crowd Bringing Values

This special purchase of \$25 Suits was the center of shopping interest in Oakland yesterday. Crowds thronged the store all day long. AND NO WONDER—it's seldom that such an opportunity occurs. These \$25 Suits are such as you usually find only at much higher price. Compare them with most \$35 Suits and you'll realize how good they are. Included are Prince Chaps, Long Coat Suits, Derby Suits, Semi-Fitting Styles and the New Fluffy Ruffles that is all the rage in the East. They embody all those style touches which the woman of fashion prefers.

They're all extraordinary values at \$25.

\$10 Coats---

RARE VALUE

One style, made of fine black broadcloth—lined with satin—also Tan Covert Cloth Coats, both semi-fitting and loose back which you'd judge to be worth much more than \$10.

Toggery
CLOAK & SUIT HOUSE
11th at Washington Street